Volume 2

Journal of the Assembly

Legislature of the State of California

1997–98 Regular Session

December 2, 1996 to November 30, 1998



HON. ANTONIO R. VILLARAIGOSA
Speaker

HON. SHEILA JAMES KUEHL
Speaker pro Tempore

HON. JOE BACA
Assistant Speaker pro Tempore

HON. KEVIN SHELLEY
Majority Floor Leader

HON. BILL LEONARD
Minority Floor Leader

E. DOTSON WILSON
Chief Clerk of the Assembly

PAM CAVILEER
Minute Clerk

Volume 2

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CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, May 22, 1997

SEVENTY-FIFTH SESSION DAY

ONE 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
Thursday, May 22, 1997

The Assembly met at 8:30 a.m.

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

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Papan 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 8:48 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—79:

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

PRAYER

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

Blessed Lord, We are tested and tempted in so many ways, have mercy on our frailty. Out of weakness give us strength. Grant to us Your fear, that we may fear only You. Support us in time of temptation. Assure us in time of danger. Help us to do Your work with good courage, and to continue as faithful servants even to the end of our lives.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Cardoza 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 Murray, seconded by Assembly Member Scott.

LEAVES OF ABSENCE FOR THE DAY

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

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

COMMUNICATIONS

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

May 20, 1997

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

Dear Mr. Wilson: Please be advised that pursuant to Health and Safety Code Sec. 300.5, I have named Ms. Corina Alarcon to serve on the Domestic Violence Program Advisory Council. The effective date of the appointment is May 20, 1997, and this is a pleasure appointment.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 20, 1997

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

Dear Mr. Wilson: Please be advised that pursuant to Education Code Sec. 69562, I have named Ms. Frances Navarrette to serve on the Student Opportunity and Access Program Project Grant Advisory Committee. The effective date of the appointment is May 20, 1997, and this is a pleasure appointment. Ms. Navarrette will be replacing Mr. Anthony Souza.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 21, 1997

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

Dear Dotson: Please be advised that I am appointing Assemblymember Tony Cardenas to the Conference Committee on Assembly Bills 1006, 1400 and 1501 to replace Assemblymember Antonio Villaraigosa for today, May 21, 1997 only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 21, 1997

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

Dear Mr. Wilson: Please be advised that pursuant to Corporations Code Sec. 14021, I have named Mr. Lou Correa to serve on the California Small Business Board. The effective date of the appointment is May 20, 1997, and this is a pleasure appointment.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 21, 1997

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

Dear Mr. Wilson: Please be advised that pursuant to Government Code, Sec. 8700, I have named Assembly Member Grace Napolitano to serve on the Commission of the Californias. The effective date of the appointment is May 21, 1997, and this is a pleasure appointment. Assembly Member Napolitano will be replacing Assembly Member Howard Kaloogian.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 21, 1997

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

Dear Mr. Wilson: Please be advised that pursuant to Government Code, Sec. 8700, I have named Assembly Member Mike Honda to serve on the Commission of the Californias. The effective date of the appointment is May 21, 1997, and this is a pleasure appointment. Assembly Member Honda will be replacing Assembly Member Peter Frusetta.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 21, 1997

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

Dear Mr. Wilson: Please be advised that pursuant to Government Code, Sec. 8700, I have named Assembly Member Martha Escutia to serve on the Commission of the Californias. The effective date of the appointment is May 21, 1997, and this is a pleasure appointment. Assembly Member Escutia will be replacing Assembly Member Jan Goldsmith.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 21, 1997

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

Dear Mr. Wilson: Please be advised that pursuant to Government Code, Sec. 8700, I have named Assembly Member Denise Moreno Ducheny to serve on the Commission of the Californias. The effective date of the Appointment is May 21, 1997, and this is a pleasure appointment. Assembly Member Ducheny will be replacing Assembly Member Jim Morrissey.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 20, 1997

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

Dear Mr. Wilson: Please be advised that pursuant to Welfare and Institutions Code Sec. 18993.3, I have named Ms. Rosa Huerta to serve on the Community Challenge Grant Program Advisory Committee. The effective date of the appointment is May 19, 1997, and this is a pleasure appointment.

Also, please be advised, that I have terminated the appointments of Ms. Priscilla Hurley and Ms. Ruth Maloff, effective May 19, 1997.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 21, 1997

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

Dear Mr. Wilson: Please be advised that pursuant to Government Code Sec. 66620, I have named Mr. James Daniel Levine to serve on the San Francisco Bay Conservation and Development Commission. The effective date of the appointment is May 21, 1997, and this is a pleasure appointment.

SIncerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 21, 1997

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

Dear Mr. Wilson: Please be advised that (authority: State Bar of California, 1996), I have named Mr. Victor B. Moheno to serve on the State Bar Commission on Access to Justice. The effective date of the appointment is May 21, 1997, and this is a term appointment, with the term expiring on October 5, 1998.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 22, 1997

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

Dear Dotson: This is to advise you that I am establishing the Assembly Select Committee on Compton Unified School District and am appointing Assemblymember Carl Washington as Chair.

I am also appointing the following Assemblymembers to the committee:

Robert Hertzberg
Bill Leonard
Kerry Mazzoni
Rod Pacheco

Thank you for your assistance in this matter.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 22, 1997

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

Assembly Bill No. 976
Assembly Bill No. 1198
Assembly Bill No. 1232
Assembly Bill No. 1395
Assembly Bill No. 1506

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: May 21, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 11
Assembly Bill No. 29
Assembly Bill No. 55
Assembly Bill No. 58
Assembly Bill No. 99
Assembly Bill No. 131
Assembly Bill No. 174
Assembly Bill No. 191
Assembly Bill No. 193
Assembly Bill No. 207
Assembly Bill No. 227
Assembly Bill No. 317
Assembly Bill No. 398
Assembly Bill No. 434
Assembly Bill No. 445
Assembly Bill No. 446
Assembly Bill No. 447
Assembly Bill No. 466
Assembly Bill No. 467
Assembly Bill No. 483
Assembly Bill No. 529
Assembly Bill No. 533
Assembly Bill No. 573
Assembly Bill No. 574
Assembly Bill No. 603
Assembly Bill No. 650
Assembly Bill No. 658
Assembly Bill No. 662
Assembly Bill No. 682
Assembly Bill No. 702
Assembly Bill No. 721
Assembly Bill No. 752

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 21, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 754
Assembly Bill No. 757
Assembly Bill No. 789
Assembly Bill No. 823
Assembly Bill No. 829
Assembly Bill No. 835
Assembly Bill No. 856
Assembly Bill No. 892
Assembly Bill No. 947
Assembly Bill No. 974
Assembly Bill No. 1015
Assembly Bill No. 1016
Assembly Bill No. 1052
Assembly Bill No. 1053
Assembly Bill No. 1138
Assembly Bill No. 1139
Assembly Bill No. 1167
Assembly Bill No. 1210
Assembly Bill No. 1233
Assembly Bill No. 1321
Assembly Bill No. 1453
Assembly Bill No. 1456
Assembly Bill No. 1483
Assembly Bill No. 1505
Assembly Bill No. 1560

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: May 14, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 76
Assembly Bill No. 309
Assembly Bill No. 338
Assembly Bill No. 493
Assembly Bill No. 1147
Assembly Bill No. 1394
Assembly Bill No. 1526

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

ESCUTIA, Chairwoman

Above bills ordered to second reading.

Committee on Appropriations

Date of Hearing: May 21, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 290
Assembly Bill No. 318
Assembly Bill No. 350
Assembly Bill No. 396
Assembly Bill No. 455
Assembly Bill No. 469
Assembly Bill No. 572
Assembly Bill No. 578
Assembly Bill No. 712
Assembly Bill No. 747
Assembly Bill No. 799
Assembly Bill No. 924
Assembly Bill No. 929
Assembly Bill No. 1033
Assembly Bill No. 1065
Assembly Bill No. 1087
Assembly Bill No. 1092
Assembly Bill No. 1153
Assembly Bill No. 1317
Assembly Bill No. 1537
Assembly Bill No. 1553
Assembly Bill No. 1555
Assembly Bill No. 1556
Assembly Bill No. 1561
Assembly Bill No. 1595

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.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 21, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 530
Assembly Bill No. 753
Assembly Bill No. 838
Assembly Bill No. 1114
Assembly Bill No. 1134

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

Committee on Rules

May 22, 1997

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61(a)(3), as it relates to the following bills be granted:

Assembly Bills Nos. 76, 309, 338, 493, 1147, 1394, and 1526.

DON PERATA, Chairman

May 22, 1997

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61(a)(2) and 61(a)(5), as it relates to the following bill be granted:

Assembly Bill No. 797

DON PERATA, Chairman

AUTHOR'S AMENDMENTS

Committee on Appropriations

May 22, 1997

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

Assembly Bill No. 17
Assembly Bill No. 84
Assembly Bill No. 103
Assembly Bill No. 117
Assembly Bill No. 123
Assembly Bill No. 362
Assembly Bill No. 397
Assembly Bill No. 424
Assembly Bill No. 515
Assembly Bill No. 776
Assembly Bill No. 899
Assembly Bill No. 940
Assembly Bill No. 1030
Assembly Bill No. 1181
Assembly Bill No. 1190
Assembly Bill No. 1251
Assembly Bill No. 1337
Assembly Bill No. 1338
Assembly Bill No. 1554

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

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 17—An act to amend Section 49076 of, and to add Section 51850.1 to, the Education Code, to amend Sections 12507 and 12514 of, and to add Section 12807.2 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.

ASSEMBLY BILL NO. 84—An act to add Article 2.5 (commencing with Section 12175) to Chapter 4 of, and to add Article 2.5 (commencing with Section 12315) to Chapter 5 of, Part 2 of Division 2 of the Public Contract Code, relating to state contracts.

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

ASSEMBLY BILL NO. 103—An act to amend Sections 801, 802, 803, and 803.2 of, to amend, repeal, and add Section 803.1 of, and to add Section 2027 to, the Business and Professions Code, relating to healing arts.

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

ASSEMBLY BILL NO. 117—An act to add Section 44002.5 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.

ASSEMBLY BILL NO. 123—An act to amend Section 270 of the Penal Code, relating to support.

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

ASSEMBLY BILL NO. 362—An act to amend Section 17580 of, to add Section 17508.5 to, and to repeal Section 17580.5 of, the Business and Professions Code, and to repeal Section 1 of Chapter 642 of the Statutes of 1995, relating to environmental advertising.

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

ASSEMBLY BILL NO. 397—An act to add Chapter 1 (commencing with Section 69400) to Part 42 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.

ASSEMBLY BILL NO. 424—An act to add Section 67601 to, and to repeal and add Section 67600 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.

ASSEMBLY BILL NO. 515—An act to add Sections 4502.1, 4502.2, and 4502.3 to the Business and Professions Code, relating to psychiatric technicians.

Bill read 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. 776—An act to add Section 48205.5 to the Education Code, and to add Sections 1308.8 and 1308.9 to the Labor 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.

ASSEMBLY BILL NO. 899—An act to add and repeal Article 4 (commencing with Section 15350 of Chapter 1 of Part 6.7 of Division 3 of Title 2 of the Government Code, relating to economic development.

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

ASSEMBLY BILL NO. 940—An act to add and repeal Section 7200 of the Public Contract 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.

ASSEMBLY BILL NO. 1030—An act to add Section 110663 to the Health and Safety Code, relating to agricultural commodities.

Bill read 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. 1181—An act to add Section 1374.16 to 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.

ASSEMBLY BILL NO. 1190—An act to amend Sections 25515, 42400.3, 42402.3, and 101085 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.

ASSEMBLY BILL NO. 1251—An act to amend Section 367h 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. 1337—An act to add Section 14087.326 to the Welfare and Institutions 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.

ASSEMBLY BILL NO. 1338—An act to amend Section 14163 of the Welfare and Institutions Code, relating to human services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read 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. 1554—An act to add Article 2 (commencing with Section 104175) to Chapter 2 of Part 1 of Division 103 of the Health and Safety Code, relating to cancer, 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.

REQUEST FOR PHOTOGRAPHER

Assembly Member Battin was granted unanimous consent that a camera be permitted on the Floor of the Assembly.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 96 (Strom-Martin)—An act to amend Sections 93010 and 93011 of the Government Code, relating to transportation.

Bill read third time.

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, 8:55 a.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 bills were this day on the second reading file:

Assembly Bills Nos. 690, 392, 1310, 125, 1227, 1268, and **1527,** ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 28—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, 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.

ASSEMBLY BILL NO. 355—An act to amend Section 31657 of the Government Code, relating to county employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1088—An act to amend Sections 69892.1, 73077, and 73084.4 of the Government Code, relating to courts.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1224—An act to amend Sections 53340, 53356.5, and 53359.5 of, and to add Sections 53344.1, 53344.2, 53351.1, and 53356.8 to, the Government Code, and to amend Section 8832 of the Streets and Highways Code, relating to local government bonds.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 246—An act to amend Sections 116.220 and 116.231 of the Code of Civil Procedure, relating to small claims court.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 400—An act to amend Sections 4320 and 4330 of the Family Code, relating to marriage.

Bill read second time, and ordered to third reading.

SECOND READING OF SENATE BILLS

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

Bill read second time, and ordered to third reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 22, 1997

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

Assembly Bill No. 125
Assembly Bill No. 392
Assembly Bill No. 690
Assembly Bill No. 1227
Assembly Bill No. 1268
Assembly Bill No. 1310
Assembly Bill No. 1527

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 22, 1997

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

Assembly Bill No. 109
Assembly Bill No. 153
Assembly Bill No. 323
Assembly Bill No. 388
Assembly Bill No. 404
Assembly Bill No. 484
Assembly Bill No. 598
Assembly Bill No. 770
Assembly Bill No. 858
Assembly Bill No. 1002
Assembly Bill No. 1019
Assembly Bill No. 1211
Assembly Bill No. 1311
Assembly Bill No. 1330
Assembly Bill No. 1337
Assembly Bill No. 1342
Assembly Bill No. 1419
Assembly Bill No. 1457
Assembly Bill No. 1507

And reports the same correctly engrossed

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Wildman announced his intention to request that Assembly Bill No. 334 be removed from the inactive file.

BILLS REMOVED FROM CONSENT CALENDAR

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

Assembly Bill No. 1041, on request of Assembly Member Battin.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Escutia:

Resolved, That Joint Rule 61(a)(3) be suspended to permit the Committee on Judiciary to meet, consider, and report Assembly Bills Nos. 76, 309, 338, 493, 1147, 1394, and 1526 for further action.

By Assembly Member Napolitano:

Resolved, That Joint Rule 61(a)(2) and (a)(5) be suspended to permit the Committee on International Trade and Development to meet, consider, and report Assembly Bill No. 797 for further action.

Resolutions read, and adopted by the following vote:

AYES—63

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

NOES—None

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTION TO RECONSIDER ASSEMBLY BILL NO. 1601

In compliance with a motion given on a previous day, Assembly Member Firestone moved that the vote be reconsidered whereby Assembly Bill No. 1601 was passed.

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, 9:23 a.m.

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

ASSEMBLY BILL NO. 587 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Figueroa was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 587 was refused passage; and that the bill be placed upon the inactive file.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 89 (Pringle)—An act relating to class size in the public elementary schools, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Pringle withdrew his amendments to Assembly Bill No. 89—Set 1.

Motion to Amend—Set 2

Assembly Member Pringle moved the adoption of amendments.

Amendments read.

Motion to Table Pringle Amendments to Assembly Bill No. 89—Set 2

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Pringle to Assembly Bill No. 89 be laid upon the table.

Assembly Member Napolitano seconded the motion.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:31 a.m.

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

ASSEMBLY BILL NO. 71 (Wright)—An act to repeal, add, and repeal Chapter 7 (commencing with Section 94700) of Part 59 of the Education Code, and to amend Section 1095 of the Unemployment Insurance Code, relating to postsecondary education, 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 Wright 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.

ASSEMBLY BILL NO. 667 (Lempert)—An act to amend Sections 8670.3, 8670.64, 8670.66, and 8670.67 of, and to add Sections 8670.67.3 and 8670.67.4 to, the Government Code, relating to oil spills.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:07 a.m.

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

ASSEMBLY BILL NO. 1174 (Thompson)—An act to amend Section 31000.4 of the Government Code, relating to county government.

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

AYES—70

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

NOES—7

Aroner	Cardoza	Hertzberg	Martinez
Bowen	Escutia	Lempert	

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. 1174

May 22, 1997

E. Dotson Wilson
Chief Clerk
California State Legislature
State Capitol, Room 3114
Sacramento, California

Dear Chief Clerk: I respectfully request the record to reflect my intention to change my vote from aye to no on File Item #23, (AB 1174), which was voted on Thursday, May 22, 1997. I inadvertently forgot to announce the change before leaving the Assembly Floor.

Thank you for your attention to this matter.

Sincerely,

RODERICK D. WRIGHT, Assembly Member
Forty-eighth District

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bills Nos. 1564, 1571, 1572, 1573, 1574, 1575, 1576, 1577, 1579, 1580, 1581, 1582, 1583, 1584, 1585, 1586, 1587, 1588, 1589, 1590, 1591, 1592, and **1593**, on request of Assembly Member Ducheny.

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. 339 be removed from the inactive file.

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

ASSEMBLY BILL NO. 546 (Floyd)—An act to amend Section 19607.5 of the Business and Professions Code, relating to horseracing.

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

AYES—63

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

NOES—8

Alby	Havice	Morrow	Runner
Bowler	House	Prenter	Thompson

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 468, on request of Assembly Member Cardoza.

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

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

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

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1545 (Committee on Human Services)—An act to amend Section 1507 of the Health and Safety Code, and to amend Section 17732.1 of the Welfare and Institutions Code, relating to human services, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

BILL PASSED ON FILE

Assembly Bill No. 221—Passed on file.

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

ASSEMBLY BILL NO. 1001 (Torlakson)—An act to amend Sections 44670.5, 44670.6, 52854, and 52870 of, and to add Chapter 1.5 (commencing with Section 51100) to Part 28 of, the Education Code, relating to education.

Bill read third time.

Motion to Amend by Assembly Member Baldwin

Assembly Member Baldwin moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Floyd arose to the following point of order:

Assembly Member Runner arose to ask a question of the author, and did not ask a question.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

CAUCUS ANNOUNCEMENTS

At 10:29 a.m., Assembly Member Villaraigosa was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 10:29 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 10:45 a.m., the Assembly reconvened.

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

ADJOURN IN MEMORY

Assembly Members Honda and Alquist were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joe Hironaka, of San Jose.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1001—BALDWIN AMENDMENTS

The question being on the adoption of proposed Baldwin amendments to Assembly Bill No. 1001.

Baldwin amendments adopted by the following vote:

AYES—62

Ackerman	Davis	Lempert	Richter
Aguiar	Firestone	Leonard	Runner
Alby	Frusetta	Machado	Scott
Alquist	Gallegos	Margett	Strom-Martin
Ashburn	Goldsmith	McClintock	Sweeney
Baca	Granlund	Miller	Takasugi
Baldwin	Havice	Morrissey	Thompson
Battin	Hertzberg	Morrow	Thomson
Baugh	Honda	Napolitano	Torlakson
Bordonaro	House	Olberg	Vincent
Bowen	Kaloogian	Oller	Washington
Bowler	Keeley	Pacheco	Wayne
Brewer	Knox	Papan	Wildman
Campbell	Kuehl	Poochigian	Woods
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—10

Aroner	Martinez	Murray	Wright
Brown	Mazzoni	Ortiz	
Figueroa	Migden	Perata	

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. 140 (Baca)—An act to add Chapter 10 (commencing with Section 6725) to Part 1 of Division 5 of the Labor Code, relating to occupational safety and health.

Bill read third time.

Motion to Amend by Assembly Member Kuykendall

Assembly Member Kuykendall moved the adoption of amendments.

Amendments read.

Motion to Table Kuykendall Amendments to Assembly Bill No. 140

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Kuykendall to Assembly Bill No. 140 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—40

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

NOES—38

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

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—43

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

NOES—22

Ackerman	Bowler	Leonard	Pringle
Alby	Brewer	McClintock	Runner
Baldwin	Campbell	Miller	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	
Bordonaro	Kaloogian	Oller	

Bill ordered transmitted to the Senate.

JOINT RULE 62(a) WAIVED

Assembly Member Escutia was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 1371 and 872 for hearing in the Committee on Judiciary, at this time, in the Tom Bane Rules Committee room.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 10:55 a.m., by unanimous consent, the members of the Committee on Judiciary 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.

At 10:58 a.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

JOINT RULE 62(a) WAIVED

Assembly Member Napolitano was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 797 for hearing in the Committee on International Trade and Development today.

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

ASSEMBLY BILL NO. 143 (Cunneen)—An act to amend Section 496 of the Penal Code, relating to crimes.

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

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 156 (Murray)—An act to amend Sections 1785.14, 1785.16, 1785.30, 1785.31, and 1785.33 of the Civil Code, and to add Section 530.5 to the Penal Code, relating to personal information.

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

AYES—79

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 202 (Scott)—An act to amend Sections 12020 and 12020.5 of the Penal Code, relating to destructive devices.

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

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 206 (Hertzberg)—An act to add Chapter 5.1 (commencing with Section 8321) to Division 1 of Title 2 of the Government Code, relating to state government.

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

AYES—73

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

NOES—1

Ackerman

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 208 (Migden)—An act relating to pollution.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Oller withdrew his amendments to Assembly Bill No. 208—Set 1.

Motion to Amend by Assembly Member Oller—Set 2

Assembly Member Oller moved the adoption of amendments.

Amendments read.

Motion to Table Oller Amendments to Assembly Bill No. 208—Set 2

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Oller to Assembly Bill No. 208—Set 2 be laid upon the table.

Assembly Member Escutia seconded the motion.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:06 a.m.

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

At 11:07 a.m., Hon. Martin Gallegos, 57th District, presiding

ASSEMBLY BILL NO. 342 (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—71

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

NOES—2

Floyd	Honda

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—Assembly Bill No. 342

May 22, 1997

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

Dear Dotson: When the roll call vote was taken today on Assembly Bill 342 (Item 39), I was inadvertently recorded as an "Aye" vote. Although it was my intention to change my vote to "Not Voting" the announcement was not made prior to the close of session. Please print this letter in the Assembly Journal to reflect my intentions.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ASSEMBLY BILL NO. 364 (Baca)—An act to add Section 17134 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	Ducheny	Lempert	Scott
Aguiar	Escutia	Machado	Shelley
Alby	Figueroa	Margett	Strom-Martin
Alquist	Firestone	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Takasugi
Ashburn	Frusetta	McClintock	Thompson
Baca	Gallegos	Migden	Thomson
Battin	Goldsmith	Miller	Torlakson
Bordonaro	Granlund	Murray	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Bowler	Hertzberg	Olberg	Washington
Brewer	Honda	Oller	Wayne
Brown	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cunneen	Kuykendall	Poochigian	
Davis	Leach	Prenter	

NOES—9

Baldwin	Leonard	Pringle
Baugh	Morrissey	Richter
House	Morrow	Runner

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 364: Assembly Member Havice, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 378 (Baugh)—An act to amend Sections 939 and 939.2 of, and to add Section 939.21 to, the Penal Code, relating to grand juries.

Bill read third time.

Motion to Amend

Assembly Member Baugh moved the adoption of amendments.

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

ASSEMBLY BILL NO. 420 (Baca)—An act to add Section 53061.5 to the Government Code, relating to local government employees.

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

AYES—65

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

NOES—4

Ackerman	Baugh	Kaloogian	Leonard

Bill ordered transmitted to the Senate.

At 11:15 a.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

BILLS PASSED ON FILE

Assembly Bill No. 491—Passed on file.

DEBATE LIMITED

Assistant Speaker pro Tempore Baca announced that leadership agreed that debate would be limited to two proponents and two opponents on measures on today's file.

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

ASSEMBLY BILL NO. 535 (Brown)—An act to amend Sections 13960, 13961, 13964, and 13965 of the Government Code, relating to victims of crime.

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

AYES—69

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

NOES—5

Ackerman	McClintock	Olberg
Baugh	Morrow	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 535: Assembly Member Hertzberg, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 561 (Scott)—An act to amend Section 1255.3 of the Unemployment Insurance Code, relating to unemployment.

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

AYES—51

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

NOES—24

Ackerman	Brewer	Kaloogian	Pacheco
Ashburn	Campbell	McClintock	Poochigian
Baldwin	Frusetta	Miller	Prenter
Baugh	Granlund	Morrow	Runner
Bordonaro	Havice	Olberg	Takasugi
Bowler	House	Oller	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 562 (Bowen)—An act to amend Section 853.6a of the Penal Code, to amend Section 1816 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 juvenile court commissioners.

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

AYES—67

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

NOES—8

Ashburn	Brewer	Kaloogian	Oller
Baldwin	Floyd	McClintock	Pacheco

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 715 (Figueroa)—An act to amend Sections 19356.6 and 19456.7 of the Welfare and Institutions Code, relating to habilitation services.

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

AYES—63

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

NOES—6

Campbell	Goldsmith	Kuykendall
Firestone	House	Pringle

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 735 (Ortiz)—An act to amend Sections 116.230 and 116.910 of the Code of Civil Procedure, relating to court fees.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:50 a.m.

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

At 11:50 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

BEST WISHES EXTENDED

Assembly Member Pringle extended best wishes to Todd Eberle who has resigned as Assembly Republican Policy Consultant to become Chief Counsel for the Department of Information Technology (DOIT).

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

ASSEMBLY BILL NO. 742 (Washington)—An act to add Section 1367.09 to the Health and Safety Code, relating to health care service plans.

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

AYES—77

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

NOES—2

Baldwin	McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 794 (Figueroa)—An act to amend Section 2052 of the Business and Professions Code, to amend Section 1363.5 of, and to add Section 1368.07 to, the Health and Safety Code, and to add Sections 791.28 and 10140.7 to the Insurance Code, relating to health care.

Bill read third time.

Motion to Amend

Assembly Member Figueroa moved the adoption of amendments. Amendments read and adopted by the following vote:

AYES—55

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

NOES—11

Ackerman	Granlund	Richter	Thompson
Baugh	Oller	Runner	Woods
Brewer	Pacheco	Takasugi	

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

ASSEMBLY BILL NO. 834 (Bowen)—An act to add Article 12 (commencing with Section 9889.70) to Chapter 20.3 of Division 3 of the Business and Professions Code, relating to vehicles.

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

AYES—46

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

NOES—31

Ackerman	Brewer	Kuykendall	Oller
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Floyd	Margett	Pringle
Battin	Goldsmith	McClintock	Takasugi
Baugh	Granlund	Miller	Thompson
Bordonaro	House	Morrissey	Woods
Bowler	Kaloogian	Olberg	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 848 (Cunneen)—An act to add Section 8272 to the Education code, relating to child care.

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

AYES—77

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

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 848: Assembly Member Ortiz, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 911 (Knox)—An act to amend Section 53100 of, and to add Section 53114.3 to, the Government Code, relating to emergency telephone systems.

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

AYES—63

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

NOES—15

Ackerman	Brewer	Leach	Takasugi
Baldwin	Cunneen	Olberg	Thompson
Battin	Floyd	Pacheco	Woods
Baugh	Kaloogian	Pringle	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 958 (Washington)—An act to add Section 1965 to the Labor Code, relating to employment.

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

AYES—77

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

NOES—2

Ackerman	Brewer

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 958: Assembly Member Morrow, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 999 (Thomson)—An act relating to air pollution.

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

AYES—43

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

NOES—29

Ackerman	Campbell	Leonard	Poochigian
Aguiar	Cunneen	Margett	Pringle
Alby	Floyd	Martinez	Runner
Ashburn	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Woods
Baugh	House	Morrow	
Bowler	Kaloogian	Olberg	
Brewer	Leach	Oller	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO RECONSIDER ASSEMBLY BILL NO. 1601

At 12:20 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 Firestone motion to reconsider the vote whereby Assembly Bill No. 1601 passed, lost by the following vote:

AYES—34

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

NOES—44

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

Assembly Bill No. 1601 ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON VILLARAIGOSA MOTION TO TABLE PRINGLE AMENDMENTS TO ASSEMBLY BILL NO. 89—SET 2

At 12:22 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 Villaraigosa motion to table Pringle amendments to Assembly Bill No. 89—Set 2 carried by the following vote:

AYES—40

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

NOES—38

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

Objection to Vote Adds

Assembly Member Thompson withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Villaraigosa motion to table Pringle amendments to Assembly Bill No. 89—Set 2.

Further Consideration of Assembly Bill No. 89

ASSEMBLY BILL NO. 89 (Pringle)—An act relating to class size in the public elementary schools, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—74

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

NOES—2

Leonard	Perata

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

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

NOES—2

Leonard	Perata

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 71

At 12:35 p.m., on motion of Assembly Member Wright, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 71 passed by the following vote:

AYES—41

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

NOES—34

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

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 667

At 12:35 p.m., on motion of Assembly Member Lempert, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 12:35 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 VILLARAIGOSA MOTION TO TABLE OLLER AMENDMENTS TO ASSEMBLY BILL NO. 208—SET 2

At 12:36 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 Villaraigosa motion to table Oller amendments to Assembly Bill No. 208—Set 2 carried by the following vote:

AYES—40

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

NOES—38

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

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 the Villaraigosa motion to table Oller amendments to Assembly Bill No. 208—Set 2.

Further Consideration of Assembly Bill No. 208

ASSEMBLY BILL NO. 208 (Migden)—An act relating to pollution.

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 Migden 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.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 735

At 12:52 p.m., on motion of Assembly Member Ortiz, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 735 refused passage by the following vote:

AYES—36

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

NOES—41

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

Motion to Reconsider Assembly Bill No. 735 on Next Legislative Day

Assembly Member Ortiz moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 735 was this day refused passage.

Assembly Bill No. 735 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 667

At 12:53 p.m., on motion of Assembly Member Lempert, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

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, 12:53 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. 1059—Passed on file.

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

ASSEMBLY BILL NO. 1072 (Cardoza)—An act to add Section 14529.13 to the Government Code, relating to transportation.

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

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1105 (Hertzberg)—An act to amend Sections 255, 256, 256.5, 257, 258, 260, 261, 262, and 263 of the Welfare and Institutions Code, relating to minors.

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

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1106 (Knox)—An act to add Chapter 14 (commencing with Section 11300) to Part 7 of the Education Code, relating to education.

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

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1116 (Keeley)—An act to amend Section 1636.5 of, to amend and repeal Section 1636 of, to amend, repeal, and add Section 1628 of, to add Sections 1636.4, 1636.6, and 1700.5 to, and to add and repeal Section 1636.5 to, the Business and Professions Code, relating to dentistry, and making an appropriation therefor.

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

AYES—70

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

NOES—4

Baldwin	Kaloogian	McClintock	Oller

Bill ordered transmitted to the Senate.

AUTHORIZATION TO INTRODUCE BILLS PURSUANT TO JOINT RULE 54

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

Dear Mr. Clerk: Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Barbara Alby to introduce a bill relating to school employees. Request No. 9714354.

CRUZ M. BUSTAMANTE
Speaker of the Assembly

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1612—Alby and Ortiz. An act to add Sections 44830.1 and 45122.1 to the Education Code, relating to school employees, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 23—Bordonaro. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 19 of Article IV thereof, relating to the California State Lottery.

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 32—Alby. Relative to Recovery Happens Month.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, May 22, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61 (a) (4) as it relates to Assembly Bills Nos. 1610 and 1612.

BARBARA ALBY

Above request ordered transmitted to the Committee on Rules.

SPECIAL COMMITTEE MEETINGS

Assembly Member Perata was granted unanimous consent that the Committee on Rules 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 Bills Nos. 1610 and 1612 for hearing.

REPORTS OF STANDING COMMITTEES

Committee on Rules

May 22, 1997

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61 (a) (4), as it relates to the following bills be granted:

Assembly Bills Nos. 1610 and 1612.

DON PERATA, Chairman

May 22, 1997

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61 (a) (3), as it relates to the following bill be granted.

Assembly Bill No. 677

DON PERATA, Chairman

REFERENCE OF BILLS TO COMMITTEE

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

Assembly Bill No.	*Committee*
1610	Ed.
1612	Ed.

At 1:15 p.m., Hon. Fred Keeley, 27th District, presiding

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

ASSEMBLY BILL NO. 1208 (Migden)—An act to add Chapter 4 (commencing with Section 123221) to Part 1 of Division 106 of the Health and Safety Code, relating to health.

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

AYES—46

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

NOES—29

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

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 1472—Passed on file.

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

ASSEMBLY BILL NO. 1519 (Alquist)—An act to amend Sections 21552 and 21553 of the Government Code, relating to public employees.

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

AYES—69

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

NOES—6

Ackerman	Brewer	McClintock
Baugh	Leonard	Morrow

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 1519: Assembly Members Kaloogian and Oller, from "No" to "Aye".

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Constitutional Amendment No. 11 and **Assembly Joint Resolution No. 3**—Passed on file.

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

ASSEMBLY BILL NO. 473 (Oller)—An act to add Section 799.9 to the Civil Code, and to add Section 61621.9 to the Government Code, relating to community services districts.

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

AYES—60

Ackerman	Cunneen	Leach	Pringle
Aguiar	Davis	Leonard	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Mazzoni	Shelley
Ashburn	Firestone	McClintock	Sweeney
Baca	Frusetta	Morrissey	Takasugi
Baldwin	Goldsmith	Morrow	Thompson
Battin	Granlund	Murray	Thomson
Baugh	Hertzberg	Olberg	Villaraigosa
Bordonaro	House	Oller	Vincent
Bowler	Kaloogian	Pacheco	Washington
Brewer	Keeley	Papan	Wayne
Brown	Knox	Perata	Wildman
Campbell	Kuehl	Poochigian	Woods
Cardoza	Kuykendall	Prenter	Mr. Speaker

NOES—10

Bowen	Havice	Martinez	Ortiz
Floyd	Honda	Migden	
Gallegos	Lempert	Napolitano	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 473: Assembly Member Migden, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 672 (Honda)—An act to amend Section 798.73 of, and to add Section 798.89 to, the Civil Code, relating to mobilehome parks.

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

AYES—75

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

NOES—1

Pacheco

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 699 (Migden)—An act to amend Section 33492.5 of, and to add Article 8 (commencing with Section 33494.1) to Chapter 4.5 of Part 1 of Division 24 of, the Health and Safety Code, relating to redevelopment.

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

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1502 (Campbell)—An act to add Section 33216.1 to the Health and Safety Code, relating to redevelopment.

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

AYES—70

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

NOES—2

Floyd	Martinez

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 211 (Baca)—An act to amend Sections 29550.1 and 29550.2 of the Government Code, relating to criminal justice administration fees.

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

AYES—68

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

NOES—3

Kuehl	Pacheco	Prenter

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 303 (Runner)—An act to add Chapter 3 (commencing with Section 55900) to Part 3 of Division 2 of Title 5 of the Government Code, relating to local government agencies.

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

AYES—57

Ackerman	Cunneen	Kuykendall	Poochigian
Aguiar	Davis	Leach	Prenter
Alby	Figueroa	Leonard	Pringle
Alquist	Firestone	Margett	Runner
Ashburn	Frusetta	Martinez	Shelley
Baldwin	Goldsmith	Mazzoni	Takasugi
Battin	Granlund	McClintock	Thompson
Baugh	Havice	Migden	Thomson
Bordonaro	Hertzberg	Morrissey	Vincent
Bowler	Honda	Morrow	Wildman
Brewer	House	Murray	Woods
Brown	Kaloogian	Olberg	Mr. Speaker
Campbell	Keeley	Oller	
Cardenas	Knox	Pacheco	
Cardoza	Kuehl	Papan	

NOES—10

Escutia	Napolitano	Torlakson	Wright
Floyd	Ortiz	Villaraigosa	
Gallegos	Perata	Wayne	

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 303: Assembly Member Villaraigosa, from "Aye" to " No"; Assembly Member Washington, from "Aye" to "Not Voting".

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—Assembly Bill No. 303

May 22, 1997

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

Dear Mr. Wilson: When the roll call was taken today on AB 303 (Runner), I inadvertently voted no. It was my intention to vote aye. Please note this in the Daily Journal.

Thank you in advance for your assistance.

Sincerely,

TOM TORLAKSON, Assembly Member
Eleventh District

BILLS PASSED ON FILE

Assembly Bill No. 32—Passed on file.

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

ASSEMBLY BILL NO. 345 (Granlund)—An act to amend Section 18025 of the Education Code, relating to libraries.

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

AYES—67

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

NOES—1

Floyd

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1319 (Alquist)—An act to add and repeal Section 80.1 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 Alquist moved a call of the Assembly.

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

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

ASSEMBLY BILL NO. 433 (Hertzberg)—An act to amend Section 7480 of the Government Code, and to amend Section 830.11 of the Penal Code, relating to financial investigations.

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

AYES—64

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

NOES—10

Ackerman	Floyd	Olberg	Thompson
Aguiar	Leach	Oller	
Bordonaro	Leonard	Takasugi	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 898 (Napolitano)—An act to add Section 15364.56 to the Government Code, relating to tourism.

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

AYES—71

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

NOES—3

Kaloogian	McClintock	Oller

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 927 (Thompson)—An act to amend Section 19116 of the Education Code, relating to libraries.

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

AYES—71

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

NOES—1

Cardenas

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1259 (Ackerman)—An act to amend Sections 5358, 5359, 5481, and 5485 of, and to repeal and add Sections 5360 and 5482 of, the Business and Professions Code, relating to outdoor advertising.

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

AYES—72

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

NOES—2

Escutia	Martinez

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1354 (Davis)—An act to add Section 1367.695 to the Health and Safety Code, and to add Section 10123.84 to the Insurance Code, relating to health coverage.

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

AYES—69

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

NOES—6

Ackerman	Leonard	Oller
Brewer	McClintock	Runner

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bills Nos. 128 and 1414—Passed on file.

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

ASSEMBLY BILL NO. 588 (**Figueroa**)—An act to add Section 676.9 to the Insurance Code, relating to insurance.

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

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 649 (**Napolitano**)—An act to add Section 10144.3 to the Insurance Code, relating to insurance.

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

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bills Nos. 826, 1551, 332, and 591—Passed on file.

At 1:52 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

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

ASSEMBLY BILL NO. 669 (Wright)—An act to amend Sections 1695.4, 1695.7, and 2945.6 of the Civil Code, relating to real property.

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

AYES—78

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

NOES—1

McClintock

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 1324—Passed on file.

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

ASSEMBLY JOINT RESOLUTION NO. 13 (Havice)—Relative to a balanced budget amendment.

Resolution read.

Motion to Amend

Assembly Member Havice moved the adoption of amendments.

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

ASSEMBLY BILL NO. 1366 (Lempert)—An act to add Sections 5003.06, 5003.12, and 5541.3 to the Public Resources Code, relating to parks and open space.

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

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

At 1:58 p.m., Hon. Fred Aguiar, 61st District, presiding

ASSEMBLY BILL NO. 365 (Kuehl)—An act to amend Section 51225.3 of the Education Code, relating to schools.

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

AYES—45

Alquist	Firestone	Leonard	Strom-Martin
Aroner	Floyd	Machado	Sweeney
Baca	Frusetta	Martinez	Thomson
Bowen	Gallegos	Mazzoni	Torlakson
Bowler	Granlund	Migden	Villaraigosa
Brown	Hertzberg	Murray	Vincent
Cardoza	Honda	Napolitano	Wildman
Cunneen	Keeley	Olberg	Woods
Davis	Knox	Ortiz	Wright
Ducheny	Kuehl	Papan	
Escutia	Kuykendall	Perata	
Figueroa	Lempert	Shelley	

NOES—24

Ackerman	Bordonaro	Kaloogian	Oller
Alby	Brewer	Leach	Pacheco
Ashburn	Campbell	McClintock	Prenter
Baldwin	Goldsmith	Miller	Pringle
Battin	Havice	Morrissey	Runner
Baugh	House	Morrow	Thompson

Bill ordered transmitted to the Senate.

At 2:15 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 524 (Cunneen)—An act to amend Section 8700 of, and to add and repeal Article 5 (commencing with Section 52760 of Chapter 11 of Part 28 of, the Education Code, relating to education.

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

AYES—64

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

NOES—11

Ackerman	Kaloogian	Oller	Runner
Baldwin	Leonard	Prenter	Thompson
Goldsmith	McClintock	Pringle	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 524: Assembly Member Kaloogian, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 764 (Davis)—An act to amend Sections 110403, 111635, and 111655 of, and to repeal Section 110305 of, the Health and Safety Code, relating to food and drugs.

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

AYES—73

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

NOES—2

Battin	Pacheco

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 896 (Napolitano)—An act to amend Section 15365.8 of, and to add Section 15365.11 to, the Government Code, relating to international trade.

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

AYES—44

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

NOES—27

Ackerman	Bowler	Kaloogian	Morrow
Aguiar	Brewer	Kuykendall	Olberg
Alby	Campbell	Leach	Oller
Baldwin	Cunneen	Leonard	Pringle
Battin	Firestone	McClintock	Runner
Baugh	Granlund	Miller	Thompson
Bordonaro	House	Morrissey	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1374 (Hertzberg)—An act to amend Section 1033.5 of, and to add and repeal Title 11.5 (commencing with Section 1770) to Part 3 of, the Code of Civil Procedure, and to amend Section 68616 of the Government Code, relating to mediation.

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

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bills Nos. 1214 and **1578**—Passed on file.

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

ASSEMBLY BILL NO. 820 (Brewer)—An act to amend Sections 34090.6 and 34090.7 of the Government Code, relating to local government.

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

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 777 (Prenter)—An act to amend Sections 36012 and 36101 of the Vehicle Code, relating to vehicles.

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

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 554, on request of Assembly Member Papan.

BILLS PASSED ON FILE

Assembly Bill No. 1178—Passed on file.

At 2:30 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding.

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

ASSEMBLY BILL NO. 369 (Baca)—An act to add and repeal Section 208.6 of the Welfare and Institutions Code, relating to minors.

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

AYES—55

Aguiar	Cunneen	Lempert	Prenter
Alby	Davis	Leonard	Richter
Alquist	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	McClintock	Sweeney
Baldwin	Frusetta	Miller	Takasugi
Battin	Gallegos	Morrissey	Thompson
Bordonaro	Goldsmith	Morrow	Thomson
Bowen	Granlund	Olberg	Torlakson
Bowler	Havice	Oller	Vincent
Brewer	House	Pacheco	Wayne
Brown	Kaloogian	Papan	Woods
Campbell	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	

NOES—14

Ackerman	Honda	Migden	Villaraigosa
Aroner	Kuehl	Murray	Wright
Baugh	Martinez	Ortiz	
Floyd	Mazzoni	Pringle	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1150 (Prenter)—An act to add Chapter 1.5 (commencing with Section 101540) to Part 4 of Division 101 of the Health and Safety Code, relating to human services.

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

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 528 (Floyd)—An act to amend Section 20408 of the Government Code, relating to public employees.

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

AYES—42

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

NOES—33

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

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 673 (Floyd)—An act to add Sections 3505.4 to the Government Code, relating to public employees.

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

AYES—43

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

NOES—28

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

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 53—Passed on file.

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

ASSEMBLY BILL NO. 1296 (Morrow)—An act to amend Section 831.7 of the Government Code, relating to liability.

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

AYES—58

Ackerman	Campbell	Leonard	Runner
Aguiar	Cardoza	Margett	Scott
Alby	Cunneen	Mazzoni	Strom-Martin
Alquist	Davis	McClintock	Sweeney
Aroner	Firestone	Miller	Takasugi
Ashburn	Frusetta	Morrissey	Thompson
Baca	Gallegos	Morrow	Thomson
Baldwin	Goldsmith	Olberg	Torlakson
Battin	Granlund	Oller	Vincent
Baugh	Hertzberg	Ortiz	Wildman
Bordonaro	House	Papan	Woods
Bowen	Kaloogian	Poochigian	Wright
Bowler	Keeley	Prenter	Mr. Speaker
Brewer	Kuykendall	Pringle	
Brown	Leach	Richter	

NOES—9

Escutia	Knox	Migden
Floyd	Kuehl	Perata
Havice	Martinez	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1051 (Martinez)—An act to amend Section 2881 of the Public Utilities Code, relating to deaf or hearing aid dispensers.

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

AYES—65

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

NOES—5

Ackerman	Kaloogian	Runner
Havice	Oller	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 304—Passed on file.

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

ASSEMBLY BILL NO. 1022 (Lempert)—An act to amend Section 30324 of the Public Resources Code, relating to coastal resources.

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

AYES—47

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

NOES—29

Ackerman	Bowler	Leach	Poochigian
Aguiar	Brewer	Leonard	Runner
Alby	Campbell	Margett	Takasugi
Ashburn	Floyd	McClintock	Thompson
Baldwin	Frusetta	Miller	Woods
Battin	Goldsmith	Morrow	
Baugh	Granlund	Olberg	
Bordonaro	Kaloogian	Oller	

Bill ordered transmitted to the Senate.

OBJECTION TO VOTE ADDS

Assembly Member Battin 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. 1296.

BILLS PASSED ON FILE

Assembly Bill No. 1285—Passed on file.

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

ASSEMBLY BILL NO. 968 (Knox)—An act to add Sections 39618 and 39619 to the Health and Safety Code, relating to air pollution.

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

AYES—57

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

NOES—18

Ackerman	Baugh	Leonard	Poochigian
Alby	Bowler	McClintock	Prenter
Ashburn	Brewer	Morrow	Runner
Baldwin	Granlund	Olberg	
Battin	Kaloogian	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 1 (Machado)—Relative to Neighborhood Watch Month.

Resolution read.

Members Made Coauthors of Assembly Concurrent Resolution No. 1

Speaker pro Tempore Kuehl was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 1, subsequent to the vote on Assembly Concurrent Resolution No. 1.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Machado was granted unanimous consent to take up Assembly Concurrent Resolution No. 1, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 1, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 1—Relative to Neighborhood Watch Month.

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

AYES—75

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

NOES—None

Resolution ordered transmitted to the Senate.

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. 1051.

BILLS PASSED ON FILE

Assembly Bills Nos. 201, 620, 456, and **187**—Passed on file.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 435 CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 435 was continued until the next legislative day.

OBJECTION WITHDRAWN

Assembly Member Battin withdrew his objection to any further requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Bill No. 1296.

BILLS PASSED ON FILE

Assembly Bill No. 1396—Passed on file.

OBJECTION TO VOTE ADDS

Assembly Member Martinez 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. 1296.

ADJOURN IN MEMORY

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 Deputy Randall Jennings, of Oroville.

Assembly Member Prenter was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Alicia Corey Manning, of Bakersfield.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Torlakson announced that the Committee on Housing and Community Development would meet today, upon adjournment of Floor session.

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

ASSEMBLY BILL NO. 1004 (Thompson)—An act to amend Section 1872.83 of the Insurance Code, relating to insurance.

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

AYES—66

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

NOES—3

Bowen	Migden	Murray

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 518 (Brown)—An act to add and repeal Sections 19820.5 and 19820.6 of, the Business and Professions Code, relating to gaming.

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

AYES—58

Ackerman	Davis	Lempert	Strom-Martin
Aguiar	Escutia	Machado	Sweeney
Alby	Figueroa	Margett	Takasugi
Alquist	Frusetta	Martinez	Thompson
Aroner	Gallegos	Mazzoni	Thomson
Baca	Goldsmith	Migden	Torlakson
Battin	Havice	Miller	Villaraigosa
Bordonaro	Hertzberg	Oller	Vincent
Bowen	Honda	Ortiz	Washington
Bowler	House	Pacheco	Wayne
Brewer	Kaloogian	Perata	Wildman
Brown	Keeley	Poochigian	Wright
Campbell	Kuehl	Runner	Mr. Speaker
Cardoza	Kuykendall	Scott	
Cunneen	Leach	Shelley	

NOES—14

Ashburn	Granlund	Morrissey	Prenter
Baldwin	Knox	Morrow	Richter
Baugh	Leonard	Murray	
Floyd	McClintock	Olberg	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 667

At 3:31 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. 667 passed by the following vote:

AYES—42

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

NOES—35

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

Motion to Reconsider Assembly Bill No. 667 on Next Legislative Day

Assembly Member Olberg moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 667 was this day passed.

Assembly Bill No. 667 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 208

At 3:33 p.m., on motion of Assembly Member Migden, and in the absence of any objection further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 208 passed by the following vote:

AYES—41

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

NOES—36

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

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1319

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

Request to Expunge Record and Rescind Action

Assembly Member Alquist requested unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Assembly Bill No. 1319.

Assembly Member Martinez withheld unanimous consent.

Motion to Rescind Action and Expunge Record

Assembly Member Alquist moved that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Assembly Bill No. 1319.

Motion carried by the following vote:

AYES—70

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

NOES—1

Martinez

CALL OF THE ASSEMBLY DISPENSED WITH ON THE CONSENT CALENDAR

At 3:41 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 following items on the Consent Calendar were read:

ASSEMBLY BILL NO. 96 (Strom-Martin)—An act to amend Sections 93010 and 93011 of the Government Code, relating to transportation.

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

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

ASSEMBLY BILL NO. 213 (Wildman)—An act to amend Section 290 of the Penal Code, relating to sex offenders.

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. 245 (Cunneen)—An act to amend Section 1764.1 of, and to add Section 1763.2 to, the Insurance Code, relating to insurance.

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

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

ASSEMBLY BILL NO. 324 (Baldwin)—An act to add Section 1012.5 to the Military and Veterans Code, relating to veterans.

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

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

ASSEMBLY BILL NO. 359 (House)—An act to add Section 17039 to the Health and Safety Code, relating to housing.

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

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

ASSEMBLY BILL NO. 387 (Miller)—An act to amend Sections 18672, 18673, 19570, and 19575 of, to add Sections 18672.1 and 18684 to, and to repeal and add Section 18677 of, the Government Code, relating to state 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. 541 (Ducheny)—An act to amend Section 13271 of, and to add Sections 13529, 13529.2, and 13529.4 to, the Water Code, relating to water.

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

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

ASSEMBLY BILL NO. 558 (Miller)—An act to add Sections 15814.25 and 15814.26 to the Government Code, relating to public buildings.

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. 563 (Prenter)—An act to add Section 2310 to the Business and Professions Code, relating to medicine.

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

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

ASSEMBLY BILL NO. 606 (Martinez)—An act to add Article 14 (commencing with Section 49590) to Chapter 9 of Part 27 of the Education Code, relating to education.

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

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

ASSEMBLY BILL NO. 877 (Miller)—An act to amend Section 11753.1 of the Insurance Code, relating to insurance.

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

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

ASSEMBLY BILL NO. 1071 (Cardoza)—An act to amend Sections 17913, 17920, 17920.9, 17921, 17922, 17922.8, 17924, 17927, 17952, 17958, 17958.1, 17958.5, 17958.7, 18928, and 18938 of the Health and Safety Code, relating to building standards.

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. 1079 (Cardoza)—An act to amend Sections 2065, 2066, 2096, and 2107 of, the Business and Professions Code, relating to medicine.

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

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

ASSEMBLY BILL NO. 1089 (**Miller**)—An act to amend Sections 25244.14, 25244.15, 25244.16, 25244.18, 25244.19, 25244.20, 25244.21, 25244.22, and 25244.23 of, and to repeal Section 25244.24 of, the Health and Safety Code, relating to hazardous waste.

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

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

ASSEMBLY BILL NO. 1205 (**Wright**)—An act to amend Section 44795 of the Education Code, relating to education.

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

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

ASSEMBLY BILL NO. 1213 (**Miller**)—An act to amend Sections 7000.5 and 7150.1 of, and to add Sections 7150.2 and 7150.3 to, the Business and Professions Code, relating to contractors.

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

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

ASSEMBLY BILL NO. 1242 (**Granlund**)—An act to amend Section 1267.5 of the Health and Safety Code, relating to health 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. 1260 (**Davis**)—An act to amend Section 11105.3 of the Penal Code, relating to employment.

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

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

ASSEMBLY BILL NO. 1263 (**Poochigian**—An act to amend Sections 60200 and 60201 of the Education Code, relating to instructional materials.

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

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

ASSEMBLY BILL NO. 1320 (**Bordonaro**)—An act to amend Sections 19352, 19352.5, 19352.8, 19353, 19353.5, 19354, 19354.5, 19356.6, and 19806 of the Welfare and Institutions Code, relating to human services.

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

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

ASSEMBLY BILL NO. 1399 (**Cardenas**)—An act to amend Section 12741 of the Insurance Code, relating to insurance.

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

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

ASSEMBLY BILL NO. 1451 (**Cardoza**)—An act to add Sections 262 and 263 to the Food and Agricultural Code, relating to the Department of Food and Agriculture.

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. 1460 (Bordonaro)—An act to amend Section 115825 of, and to add Section 115841 to, the Health and Safety Code, relating to water.

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

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

ASSEMBLY BILL NO. 1475 (Bordonaro)—An act to amend Section 15333.3 of the Government Code, relating to the California Spaceport Authority.

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. 1548 (Committee on Consumer Protection, Governmental Efficiency and Economic Development)—An act to amend Section 17550.47 of the Business and Professions Code, and to amend Section 1812.206 of the Civil Code, relating to business regulation.

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. 1597 (Committee on Public Employees, Retirement and Social Security)—An act to amend Sections 22104, 22117, 22120, 22146, 22162, 22216, 22221, 22222, 22711, 22801, 23851, 23880, 26507, 26807, 26906, and 27411 of the Education Code, relating to public retirement systems.

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

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

ASSEMBLY BILL NO. 514 (Aroner)—An act to amend Section 5551 of the Public Resources Code, relating to parks and recreation.

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. 683 (Morrow)—An act to amend Sections 20142, 20395, 20455, and 21551 of the Public Contract Code, relating to public works 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.)

ASSEMBLY BILL NO. 692 (Morrow)—An act to amend Sections 6 and 10.5 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to water.

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

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

ASSEMBLY BILL NO. 1130 (Oller)—An act to add Section 21670.4 to the Public Utilities Code, relating to airports.

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. 1222 (Wright)—An act to add Section 7824.5 to the Family Code, relating to family law.

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. 1372 (Morrow)—An act to amend Section 273 of the Code of Civil Procedure, relating to courts.

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 CONCURRENT RESOLUTION NO. 31 (Morrissey)—Relative to Grandchildren's Week.

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

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

ASSEMBLY BILL NO. 1042 (Committee on Revenue and Taxation)—An act to amend Section 15301 of the Education Code, to amend Section 54902.5 of the Government Code, to amend Section 33674 of the Health and Safety Code, to amend Sections 51, 69.5, 75.10, 408, 434.5, 670, 673, 1603, 1605, and 38904 of, and to amend, repeal, and add Section 619 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—77

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

NOES—None

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced the following committee meetings:

International Trade and Development would meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room;

Housing and Community Development would meet today, upon adjournment of International Trade and Development, in the Tom Bane Rules Committee Room;

Budget Subcommittee No. 1 on Health and Human Services would meet today at 5 p.m., in Room 444;

Budget Subcommittee No. 3 on Resources would meet today at 4 p.m., in Room 447; and

Budget Subcommittee No. 2 on Education Finance would meet today at 4 p.m., in Room 127.

REQUEST TO CONSIDER AND ACT ON BILLS WITHIN 30 CALENDAR DAYS

The following request was submitted:

Assembly Chamber, May 22, 1997

Mr. Speaker: I request permission to introduce a resolution providing that Assembly Bill No. 1610 may be considered and acted upon within 30 days after introduction and prior to being in print for 30 days.

DEBORAH ORTIZ

Recommendation of Rules Committee

May 22, 1997

Mr. Speaker: Your Committee on Rules recommends:

That the request by Assembly Member Ortiz for permission to introduce a resolution dispensing with the limitation contained in Article IV, Section 8(a), of the Constitution and suspending Joint Rule 55 as they pertain to Assembly Bill No. 1610 be granted.

DON PERATA, Chairman

Resolution to Dispense with Article IV, Sec. 8(a) of the Constitution and Suspend Joint Rule 55

Resolved, That, pursuant to Article IV, Section 8(a) of the Constitution, Assembly Bill No. 1610 may be heard in committee and acted upon by the Assembly before 30 calendar days have elapsed since introduction and that Joint Rule 55 be suspended to permit such hearing and action prior to being in print for 30 days.

Resolution read, and adopted by the following vote:

AYES—77

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

NOES—None

Article IV, Section 8(a) of the Constitution was declared dispensed with, and Joint Rule 55 suspended.

REQUEST TO CONSIDER AND ACT ON BILLS WITHIN 30 CALENDAR DAYS

The following request was submitted:

Assembly Chamber, May 22, 1997

Mr. Speaker: I request permission to introduce a resolution providing that Assembly Bill No. 1612 may be considered and acted upon within 30 days after introduction and prior to being in print for 30 days.

BARBARA ALBY

Recommendation of Rules Committee

May 22, 1997

Mr. Speaker: Your Committee on Rules recommends:

That the request by Assembly Member Alby for permission to introduce a resolution dispensing with the limitation contained in Article IV, Section 8(a), of the Constitution and suspending Joint Rule 55 as they pertain to Assembly Bill No. 1612 be granted.

DON PERATA, Chairman

Resolution to Dispense with Article IV, Sec. 8(a) of the Constitution and Suspend Joint Rule 55

Resolved, That, pursuant to Article IV, Section 8(a) of the Constitution, Assembly Bill No. 1612 may be heard in committee and acted upon by the Assembly before 30 calendar days have elapsed since introduction and that Joint Rule 55 be suspended to permit such hearing and action prior to being in print for 30 days.

Resolution read, and adopted by the following vote:

AYES—77

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

NOES—None

Article IV, Section 8(a) of the Constitution was declared dispensed with, and Joint Rule 55 suspended.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Vincent:

Resolved, That Joint Rule 61(a)(3) be suspended to permit the Committee on Elections, Reapportionment and Constitutional Amendments to meet, consider and report Assembly Bill No. 677 for further action.

By Assembly Members Alby and Ortiz:

Resolved, That Joint Rule 61(a)(4) be suspended to permit the Committees on Education and Appropriations to meet, consider, and report Assembly Bills Nos. 1610 and 1612 for further action.

Resolutions read, and adopted by the following vote:

AYES—77

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

NOES—None

BILLS PLACED ON INACTIVE FILE

The following resolution was placed upon the inactive file:

House Resolution No. 16, on request of Assembly Member Havice.

MOTION TO ADJOURN

At 3:42 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Escutia seconded the motion.

REMARKS ON CONDITION OF THE FILE

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

FURTHER CONSIDERATION OF MOTION TO ADJOURN

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

Motion carried.

VOTE ADDS

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

Resolutions to Suspend Rules: Bowen, Goldsmith, Granlund, and Martinez—Aye.

Assembly Bill No. 1174: Alquist, Cardenas, and Morrow—Aye; Aroner, Cardoza, Escutia, Lempert, and Martinez—No.

Assembly Bill No. 546: Aguiar, Baugh, Bowen, Martinez, Miller, Napolitano, Sweeney, and Takasugi—Aye; Morrow—No.

Assembly Bill No. 564: Brown, Cardoza, Kaloogian, Kuykendall, Machado, Martinez, Miller, and Morrow—Aye.

Assembly Bill No. 1545 and Urgency: Martinez—Aye.

Assembly Bill No. 1001, Baldwin Amendments: Knox and Washington—Aye.

Assembly Bill No. 140, Motion to Table Kuykendall Amendments: McClintock—No.

Assembly Bill No. 140: Granlund—No.

Assembly Bill No. 143: Brewer, McClintock, Morrow, Murray, and Shelley—Aye.

Assembly Bill No. 156: Kuehl, McClintock, and Shelley—Aye.

Assembly Bill No. 202: Figueroa, McClintock, Perata, Runner, and Woods—Aye.

Assembly Bill No. 206: Baugh, Campbell, Cardenas, and Morrow—Aye.

Assembly Bill No. 342: Mazzoni, Murray, and Prenter—Aye.

Assembly Bill No. 364: Campbell, Davis, and Poochigian—Aye.

Assembly Bill No. 420: Ashburn, Bordonaro, Campbell, and Poochigian—Aye; Kaloogian—No.

Assembly Bill No. 535: Aguiar, Ashburn, Baldwin, Battin, Campbell, Cardenas, Pacheco, Prenter, and Runner—Aye; Morrow—No.

Assembly Bill No. 562: Gallegos, Leach, Mazzoni, Morrow, and Prenter—Aye.

Assembly Bill No. 715: Migden, Morrow, and Torlakson—Aye; Goldsmith and Pringle—No.

Assembly Bill No. 794, Figueroa Amendments: Baca, Battin, Goldsmith, Kaloogian, Mazzoni, and Morrissey—Aye; Ackerman, Runner, and Takasugi—No.

Assembly Bill No. 834: Davis, Firestone, Machado, and Pacheco—Aye; Baugh, Goldsmith, and Olberg—No.

Assembly Bill No. 848: Migden and Sweeney—Aye.

Assembly Bill No. 911: Goldsmith—Aye; Leach and Pacheco—No.

Assembly Bill No. 958: Cunneen, Firestone, and Miller—Aye.

Assembly Bill No. 999: Brewer and Granlund—No.

Assembly Bill No. 1601, Motion to Reconsider: Bowen and Morrow—No.

Assembly Bill No. 735: Martinez—Aye.

Assembly Bill No. 1072: Campbell, Goldsmith, and Miller—Aye.

Assembly Bill No. 1105: Ackerman, Goldsmith, Miller, and Papan—Aye.

Assembly Bill No. 1106: Ackerman and Miller—Aye.

Assembly Bill No. 1116: Ackerman, Figueroa, Granlund, Mazzoni, Migden, Pacheco, Perata, Runner, and Woods—Aye.

Assembly Bill No. 1208: Figueroa, Gallegos, Mazzoni, and Perata—Aye; Ackerman, Bowler, Brewer, Granlund, Pacheco, and Takasugi—No.

Assembly Bill No. 1519: Baldwin, Bowler, Cunneen, Leach, Mazzoni, Olberg, Pacheco, Runner, and Takasugi—Aye; Ackerman, Baugh, Brewer, and Morrow—No.

Assembly Bill No. 473: Leach, Mazzoni, and Murray—Aye; Lempert and Martinez—No.

Assembly Bill No. 672: Goldsmith, Granlund, Leach, Lempert, Martinez, Mazzoni, and Migden—Aye.

Assembly Bill No. 699: Goldsmith, Granlund, and Mazzoni—Aye.

Assembly Bill No. 1502: Granlund, Kuehl, Leach, Mazzoni, and Migden—Aye.

Assembly Bill No. 211: Battin, Davis, Figueroa, Goldsmith, Kaloogian, Kuykendall, Leach, Mazzoni, Olberg, Oller, and Perata—Aye; Kuehl—No.

Assembly Bill No. 303: Davis, Figueroa, Goldsmith, Kaloogian, Knox, Kuykendall, Leach, Martinez, Mazzoni, Murray, and Poochigian—Aye; Perata—No.

Assembly Bill No. 345: Battin, Brown, Davis, Gallegos, Kaloogian, Knox, Kuykendall, Leach, Machado, Migden, Oller, Poochigian, Vincent, and Wright—Aye.

Assembly Bill No. 433: Battin, Baugh, Brown, Gallegos, Goldsmith, Kaloogian, Kuykendall, McClintock, Morrow, and Wright—Aye; Aguiar, Leach, Olberg, and Oller—No.

Assembly Bill No. 898: Battin, Baugh, Brown, Davis, Gallegos, Goldsmith, Leach, Perata, Poochigian, Runner, and Wright—Aye; Kaloogian, McClintock, and Oller—No.

Assembly Bill No. 927: Brown, Cardoza, Gallegos, Goldsmith, Honda, Kaloogian, Leach, Machado, Murray, Oller, Perata, Poochigian, and Wright—Aye.

Assembly Bill No. 1259: Brewer, Cardoza, Gallegos, Goldsmith, Kaloogian, Leach, Poochigian, Runner, and Wright—Aye; Martinez—No.

Assembly Bill No. 1354: Battin, Baugh, Gallegos, Goldsmith, Kaloogian, Leach, and Poochigian—Aye; McClintock—No.

Assembly Bill No. 588: Baldwin, Baugh, Gallegos, Goldsmith, Kaloogian, Machado, Oller, Poochigian, Runner, and Wright—Aye.

Assembly Bill No. 649: Baldwin, Baugh, Goldsmith, Poochigian, and Runner—Aye.

Assembly Bill No. 669: Baugh, Brown, Goldsmith, Mazzoni, Morrissey, Poochigian—Aye; McClintock—No.

Assembly Bill No. 1366: Baugh, Brown, Davis, and Poochigian—Aye.

Assembly Bill No. 365: Honda, Migden, Murray, and Sweeney—Aye; Baugh and Pacheco—No.

Assembly Bill No. 524: Baugh, Morrow, and Pacheco—Aye; Oller—No.

Assembly Bill No. 764: Baldwin, Baugh, Prenter, Runner, and Sweeney—Aye; Pacheco—No.

Assembly Bill No. 896: Havice, Pacheco, and Prenter—Aye; Baugh and Cunneen—No.

Assembly Bill No. 1374: Baugh, Pacheco, and Shelley—Aye.

Assembly Bill No. 820: Baugh, Bowen, Brown, Davis, Honda, Machado, Murray, and Olberg—Aye.

Assembly Bill No. 777: Baugh, Brown, Davis, and Machado—Aye.

Assembly Bill No. 369: Davis—Aye; Baugh and Murray—No.

Assembly Bill No. 1150: Runner—Aye.

Assembly Bill No. 528: Baldwin and Runner—No.

Assembly Bill No. 673: Cardoza—Aye.

Assembly Bill No. 1022: Goldsmith—No.

Assembly Bill No. 968: Goldsmith, Lempert, and Murray—Aye.

Assembly Concurrent Resolution No. 1, Coauthors: Goldsmith—Aye.

Assembly Concurrent Resolution No. 1: Goldsmith—Aye.

Assembly Bill No. 1004: Davis—Aye; Murray—No.

Assembly Bill No. 518: Goldsmith—Aye; Baugh—No.

Assembly Bill No. 667: Kuykendall—Aye.

Assembly Bill No. 1319, Alquist Motion to Expunge Record: Baugh and Goldsmith—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 3:44 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: May 19, 1997

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 677

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

VINCENT, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: May 21, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 320
Assembly Bill No. 1121

With the recommendation: Do pass, as amended.

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 21, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 43

With the recommendation: Be adopted.

MIGDEN, Chairwoman

Above resolution ordered to third reading.

Committee on Revenue and Taxation

May 22, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 643

CALDERA, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Rules

Date of Hearing: May 22, 1997

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 19
Senate Concurrent Resolution No. 41

With the recommendation: Be adopted.

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

PERATA, Chairman

Above resolutions ordered on file.

Committee on Water, Parks and Wildlife

Date of Hearing: May 20, 1997

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 254
Assembly Bill No. 556

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

MACHADO, Chairman

Above bills ordered to second reading.

Committee on International Trade and Development

Date of Hearing: May 22, 1997

Mr. Speaker: Your Committee on International Trade and Development reports:

Assembly Bill No. 797

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.

MESSAGES FROM THE SENATE

Senate Chamber, May 22, 1997

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

Senate Bill No. 80
Senate Bill No. 135
Senate Bill No. 146
Senate Bill No. 184
Senate Bill No. 238
Senate Bill No. 248
Senate Bill No. 253
Senate Bill No. 340
Senate Bill No. 435
Senate Bill No. 488
Senate Bill No. 512
Senate Bill No. 526
Senate Bill No. 532
Senate Bill No. 626
Senate Bill No. 629
Senate Bill No. 659
Senate Bill No. 680
Senate Bill No. 682
Senate Bill No. 816
Senate Bill No. 859
Senate Bill No. 867
Senate Bill No. 908
Senate Bill No. 915
Senate Bill No. 969
Senate Bill No. 998
Senate Bill No. 1007
Senate Bill No. 1014
Senate Bill No. 1032
Senate Bill No. 1054
Senate Bill No. 1072
Senate Bill No. 1082
Senate Bill No. 1137
Senate Bill No. 1144
Senate Bill No. 1147
Senate Bill No. 1161
Senate Bill No. 1220
Senate Bill No. 1287
Senate Bill No. 1320
Senate Bill No. 1323
Senate Bill No. 1342

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

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 80—An act to amend Section 4827 of the Business and Professions Code, relating to veterinary medicine.

SENATE BILL NO. 135—An act to amend Section 51884 of, to amend and repeal Sections 48431.6, 48431.7, 62000.1, and 62000.5 of, to amend, repeal, and add Sections 63000 and 64000 of, to add Part 28.5 (commencing with Section 53008) to, to add and repeal Sections 42926, 44498, 44689.6, 48642, 52091, 52115, 52187, 54669.1, 54686.3, 54698, 58410, and 58609 of, to add and repeal Article 4 (commencing with Section 44689.1) of Chapter 3.1 of Part 25 of, and Article 4 (commencing with Section 54146) of Chapter 2 of, and Article 3 (commencing with Section 54349) of Chapter 3 of, Part 29 of, Article 6 (commencing with Section 58070) of Chapter 1 of, and Article 7 (commencing with Section 58930) of Chapter 9 of, Part 31 of, to repeal Article 4 (commencing with Section 44490) of Chapter 3 of Part 25 of, Article 2 (commencing with Section 48630) of Chapter 4 of Part 27 of, Article 4 (commencing with Section 52180) of Chapter 7 of Part 28 of, Article 3 commencing with Section 54660) 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 11.3 (commencing with Section 42920) of Part 24 of, Chapter 3.1 (commencing with Section 44670.1) of, and Chapter 3.15 (commencing with Section 44689.5) of, Part 25 of, Chapter 6.8 (commencing with Section 52080) of, and Chapter 6.9 (commencing with Section 52100) of, Part 28 of, Chapter 2 (commencing with Section 54100) of, and Chapter 3 (commencing with Section 54300) of, Part 29 of, and to repeal Chapter 1 (commencing with Section 58000) of, Chapter 2 (commencing with Section 58400) of, Chapter 4 (commencing with Section 58600) of, and Chapter 9 (commencing with Section 58900) of, Part 31 of, the Education Code, relating to education.

SENATE BILL NO. 146—An act to amend Section 12050 of the Penal Code, relating to weapons.

SENATE BILL NO. 184—An act to amend Sections 7302 and 7310 of the Business and Professions Code, relating to barbering and cosmetology.

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

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

SENATE BILL NO. 253—An act to add Section 1278.5 to the Health and Safety Code, relating to health facilities.

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

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

SENATE BILL NO. 488—An act to amend Section 33334.17 of, and to repeal Sections 33320.6 and 33334.18 of, the Health and Safety Code, relating to redevelopment.

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

SENATE BILL NO. 526—An act to amend Section 1054.2 of the Penal Code, relating to criminal procedure.

SENATE BILL NO. 532—An act to amend Section 18804 of the Revenue and Taxation Code, relating to taxation.

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

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

SENATE BILL NO. 659—An act to amend Section 25404.3 of the Health and Safety Code, relating to hazardous waste and materials.

SENATE BILL NO. 680—An act to amend Section 510 of, to add Sections 511, 512, 513, 514, and 557 to, and repeal Section 1183.5 of, the Labor Code, relating to employment.

SENATE BILL NO. 682—An act to amend Section 827 of the Civil Code, relating to landlord-tenant.

SENATE BILL NO. 816—An act to add and repeal Section 17530.7 of the Business and Professions Code, relating to funeral practices.

SENATE BILL NO. 859—An act to amend Sections 1861.01 and 1861.05 of, and to add Section 11623.1 to, the Insurance Code, relating to insurance.

SENATE BILL NO. 867—An act to amend Section 96.31 of the Revenue and Taxation Code, relating to taxation.

SENATE BILL NO. 908—An act to amend Section 25892.1 of the Public Utilities Code, relating to transportation.

SENATE BILL NO. 915—An act to amend Section 14450 of the Welfare and Institutions Code, relating to human services.

SENATE BILL NO. 969—An act relating to judges.

SENATE BILL NO. 998—An act to add Section 1379.1 to the Health and Safety Code, and to add Section 10110.3 to the Insurance Code, relating to health care coverage.

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

SENATE BILL NO. 1014—An act to add Section 1684.5 to the Business and Professions Code, relating to dentistry.

SENATE BILL NO. 1032—An act to amend Section 690 of the Business and Professions Code, relating to health.

SENATE BILL NO. 1054—An act to add Section 54954.7 to the Government Code, and to add Section 454.1 to the Public Utilities Code, relating to water and sewer systems.

SENATE BILL NO. 1072—An act relating to judges.

SENATE BILL NO. 1082—An act to add Section 1812.5 to the Water Code, relating to water, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1137—An act to amend Sections 10113.1 and 10113.2 of the Insurance Code, relating to insurance.

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

SENATE BILL NO. 1147—An act to add Sections 14005.22 and 14005.24 to the Welfare and Institutions Code, relating to human services, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1161—An act to amend Sections 12021, 12103, 12104, 12112, 12201, 12252, 12784, 12843, 12845, 12846, 12931, 12991, 12999.4, and 14152, and the heading of Chapter 7 (commencing with Section 12101) of Division 6 of, to amend and renumber Sections 12115.3, 12115.5, and 12115.6 of, to add Chapter 10 (commencing with Section 12400) to Division 6 of, to repeal Sections 12115, 12115.1, 12115.2, 12115.4, 12932, and 12971.5 of, the heading of Article 1.5 (commencing with Section 12115) of Chapter 7 of Division 6 of, and Article 4.6 (commencing with Section 12848) of Chapter 2 of Division 7 of, to repeal and add Sections 12841, 12842, 12844, and 12847 of, and to repeal, add, and repeal Section 12841.1 of, the Food and Agricultural Code, relating to pesticides.

SENATE BILL NO. 1220—An act to add Section 1367.51 to the Health and Safety Code, and to add Section 10176.61 to the Insurance Code, relating to health insurance.

SENATE BILL NO. 1287—An act to amend Sections 53356.03 and 53684 of the Government Code, relating to community facilities.

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

SENATE BILL NO. 1323—An act to amend Section 13146.3 of the Health and Safety Code, relating to public safety.

SENATE BILL NO. 1342—An act to add Chapter 5.6 (commencing with Section 117.110) to Title 1 of Part 1 of the Code of Civil Procedure, relating to small claims court.

INTRODUCTION OF GUESTS

Assembly Member Ortiz, of the 9th Assembly District, introduced Mrs. Lowe and the 5th grade class of St. Robert School, in Sacramento.

Assembly Members Machado and Ortiz, of the 17th Assembly District, introduced Mrs. Roseanne Cherry and her Kindergarten and 1st Grade students from Lisbon Elementary School, in the Pocket Area of Sacramento: Miriam Adamec-Ostlund, Christopher Bailey, Mikinzie Beech, Shayla Brakie, Candace Chan, Ben Cordy, Jake Coyle, Alex Darwish, Benjamin Fong, Chris Fong, Stephanie Fung, Herman Knight, Felix Lopez-Romero, Gabby Pappalardo, Chase Pogue, Amir Ricks, Joseph Rivera, James Rodriguez, Rachel Rollins, and Kaley Wassall; and chaperones: Dr. Marilyn Wright, Cheryl Coyle, Keri Bailey, Joanne Cordy, Joetta Adamec, Tiffany Pogue, and Juana Rodriguez.

ADJOURNMENT

At 3:45 p.m., pursuant to the motion by Assembly Member Washington the Assembly adjourned until 8:30 a.m., Friday, May 23, 1997, out of respect to the memory of Joe Hironaka, on motion of Assembly Members Honda and Alquist; out of respect to the memory of Deputy Randall Jennings, on motion of Assembly Member Richter; and out of respect to the memory of Alicia Corey Manning, on motion of Assembly Member Prenter.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MAY 22, 1997

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

AB	RN
17	9713480
28	9714086
84	9713884
103	9714356
117	9713889
123	9713016
362	9714054
378	9713894
397	9714059
424	9714151
515	9713938
776	9714220
794	9713743
899	9713943
940	9714076
1001	9714205
1030	9714291
1181	9714174
1190	9714198
1251	9713837
1337	9714309
1338	9714312
1554	9714126

AJR	RN
13	9714252

Daily Total: 24
Cumulative Total: 1824

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

AB

89 (Pringle amendments—Set 2, 9713978, laid upon the table)
140 (Kuykendall amendments, 9714261, laid upon the table)
208 (Oller amendments—Set 2, 9714289, laid upon the table)

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, May 23, 1997

SEVENTY-SIXTH SESSION DAY

ONE HUNDRED SEVENTY-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
Friday, May 23, 1997

The Assembly met at 8:34 a.m.

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

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Baca moved a quorum call of the Assembly.

Motion carried. Time, 8:35 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 8:47 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

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

PRAYER

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

O Lord Our God, Grant that Your eyes may watch over us this day. Spread the wings of Your grace to protect us and extend Your holy hand to bless us. May Your Holy Spirit abide with us as we pray, to inspire us with hope, to strengthen us in humility and to nurture us in love.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Knox 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 Cunneen, seconded by Assembly Member Alquist.

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 Campbell, Hertzberg, Miller, and Pringle.

EXPLANATIONS OF ABSENCE

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

May 21, 1997

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

Dear Mr. Speaker: I respectfully request to be excused from session on Friday, May 23, 1997 due to legislative business in my district.

Thank you for your consideration in this matter.

Sincerely,

BILL CAMPBELL, Assembly Member
Seventy-first District

May 7, 1997

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

Dear Speaker Bustamante: I am respectfully requesting that I be excused from session on Friday, May 23, 1997 due to legislative business in my district.

Very truly yours,

ROBERT M. HERTZBERG, Assembly Member
Fortieth District

May 19, 1997

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

Dear Speaker Bustamante: Please excuse me from session on Friday May 23, 1997. I will be in my district on 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

May 16, 1997

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

Dear Speaker Bustamante: Please excuse me from session on May 23, 1997 as I will be in my district on legislative business. I was originally excused on Thursday, May 22, 1997 but due to changes in the session calendar I am requesting this adjustment.

Thank you for your consideration.

Sincerely,

CURT PRINGLE, Assembly Member
Sixty-eighth District

COMMUNICATIONS

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

May 22, 1997

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

Dear Dotson: Please be advised that I am appointing Assemblymember Jim Battin to the Assembly Budget Subcommittee #4 on State Administration in place of Assemblymember Bill Campbell for today only, May 22, 1997.

Thank you for your assistance in this matter.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 22, 1997

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

Dear Mr. Wilson: Please be advised, effective May 22, 1997, I have terminated the appointment of Assembly Member Steve Baldwin on the Curriculum Development and Supplemental Materials Commission.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 22, 1997

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

Dear Mr. Wilson: Please be advised, effective May 22, 1997, I have terminated the appointment of Assembly Member Marilyn Brewer, on the California Tourism Commission.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

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

May 19, 1997

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

Dear Mr. Wilson: Please be advised that the following donation has been received by the Assembly Rules Committee in connection with the May 6, 1997, International Trade Conference held in Sacramento:

Source:	Harry B. Endsley and Associates
Amount:	$1,655
Purpose:	International Trade Conference
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.

Sincerely,

JON WALDIE
Chief Administrative Officer

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 23, 1997

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

Assembly Bill No. 378
Assembly Bill No. 794
Assembly Bill No. 1001

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, May 23, 1997

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

Assembly Joint Resolution No. 13

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to third reading.

Assembly Chamber, May 23, 1997

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

Assembly Concurrent Resolution No. 43

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to third reading.

AUTHOR'S AMENDMENTS
Committee on Appropriations

May 23, 1997

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

Assembly Bill No. 23
Assembly Bill No. 321
Assembly Bill No. 426
Assembly Bill No. 681
Assembly Bill No. 889
Assembly Bill No. 1040
Assembly Bill No. 1164
Assembly Bill No. 1473
Assembly Bill No. 1470

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

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 23—An act to amend Sections 245, 12022, 12022.5, 12276.5, and 12280, and 12285 of, to add Chapter 2.7 (commencing with Section 12330) to Title 2 of Part 4 of, and to repeal and add Section 12276 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. 321—An act to add Section 20408.5 to, and to repeal Section 20411 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. 426—An act to add Sections 14087.306 and 14089.01 to the Welfare and Institutions Code, relating to health 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. 681—An act to add Sections 25297.15 and 25355.8 to the Health and Safety Code, and to add Section 13307.1 to the Water 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. 889—An act to add Sections 120967, 120968, 120969, and 120970 to the Health and Safety Code, relating to AIDS.

Bill read 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. 1040—An act to amend Section 30 of the Business and Professions Code, to amend Section 1666.5 of the Insurance Code, to amend Sections 17052.15, 17053.45, 17053.46, 17220, 18402, 18604, 18606, 18621.5, 18637, 18638, 18639, 18645, 18662, 18670, 19009, 19011, 19021, 19023, 19024, 19058, 19132.5, 19141.5, 19141.6, 19147, 19164, 19192, 19254, 19263, 19280, 19282, 19301, 19340, 19392, 19411, 19542, 19563, 19701, 19705, 19706, 19719, 23037, 23038, 23040.1, 23095, 23098, 23151, 23151.1, 23151.2, 23153, 23183.1, 23183.2, 23186, 23303, 23305.2, 23332, 23332.5, 23334, 23455, 23501, 23610.5, 23612.6, 23623.5, 23625, 23645, 23646, 23731, 23802, 23809, 23811, 24346, 24356.4, 24356.8, 24357, 24358, 24359, 24402, 24407, 24408, 24409, 24411, 24416, 24416.2, 24677, 24678, 24901, 24912, 24916, 24917, 24942, 25105, 25110, 25111, 25112, and 25128 of, to amend and renumber Section 19532 of, and to amend and renumber the heading of Article 6 (commencing with Section 19280) of Chapter 5 of Part 10.2 of Division 2 of, to add Section 19051.5 to, and to repeal Sections 23184, 23184.5, 23185, 23185a, 23186.1, 23186.2, and 23186.5 of, the Revenue and Taxation Code, and to amend Section 56 of Chapter 952 of the Statutes of 1996, relating to taxation, 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. 1164—An act to add Section 11261 to the Welfare and Institutions Code, relating to human services, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 1473—An act to amend Sections 21313 and 21329 of of, and to add Section 21338 to, 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. 1470—An act to add Article 10 (commencing with Section 52491), Article 11 (commencing with Section 52492), and Article 12 (commencing with Section 52493) to Chapter 9 of Part 28 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 Judiciary

Date of Hearing: May 20, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 831	Assembly Bill No. 1301
Assembly Bill No. 865	Assembly Bill No. 1334

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

ESCUTIA, Chairwoman

Above bills ordered to second reading.

ADJOURN IN MEMORY

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

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Members Cunneen and Brewer on the occasion of their birthdays.

MEMORIAL DAY RECOGNITION

In recognition of Memorial Day, Assembly Member Thompson and Speaker pro Tempore Kuehl were joined by the Members of the Assembly in giving special honor to those Members of the Assembly who have served in the armed forces.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 11—An act to amend Section 5650 of the Fish and Game Code, relating to water pollution, and making an appropriation therefore.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 29—An act to amend Section 1170 of the Penal Code, relating to prisoners.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 55—An act to amend, repeal, and add Sections 15124, 15254, and 15262 to the Education Code, and to amend, repeal, and add Section 93 of the Revenue and Taxation Code, relating to school facilities financing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 58—An act to amend Section 62000.8 of the Education Code, relating to special education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 99—An act to amend, repeal, and add Section 19.8 of, and to add and repeal Section 652 of, the Penal Code, relating to body piercing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 131—An act to amend Sections 12001 and 12071 of, and to add Section 12036 to, the Penal Code, relating to firearms.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 174—An act to amend Section 4935 of, and to add Section 730 to, the Business and Professions Code, relating to healing arts.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 191—An act to add and repeal Section 51220.6 of the Education Code, relating to domestic violence prevention education, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 193—An act to amend Sections 14016.6, 14089, 14408, and 14450 of, and to amend and renumber Section 14087.305 of, the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time, and ordered to third reading.

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

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 227—An act to amend Section 1342.1 of the Health and Safety Code, relating to health care service plans, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 317—An act to amend Section 11465.5 of the Welfare and Institutions Code, relating to human services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 398—An act to add Section 69954.5 to the Government Code, relating to court reporters.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 434—An act to amend Section 805 of, and to add Section 510.6 to, the Business and Professions Code, and to amend Section 1373.65 of the Health and Safety Code, relating to health care.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 445—An act to amend Section 664 of the Penal Code, relating to crime.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 446—An act to amend Section 190 of the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 447—An act to amend Sections 10148, 10170.4, 10170.5, 10226, 10236.2, and 10250.3 of, to amend and repeal Sections 10208.5, 10210, 10213.5, 10213.6, 10215, 10222, and 11011 of, and to add Section 10226.5 to, the Business and Professions Code, to amend Section 1920 of, and to repeal Sections 1918 and 1919 of, the Civil Code, to repeal Sections 35815 and 35816 of the Health and Safety Code, and to repeal Section 28 of Chapter 416 of the Statutes of 1993, relating to real estate.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 466—An act to add and repeal Section 149.4 of the Streets and Highways Code, and to add and repeal Section 21655.10 of the Vehicle Code, relating to highways.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 467—An act to amend Section 149.1 of the Streets and Highways Code, relating to highways.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 483—An act to amend Sections 27802 and 40000.15 of, and to add Section 27804 to, the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 529—An act to amend Section 13332.18 of the Government Code, relating to state funds.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 533—An act to add Chapter 10.5 (commencing with Section 13895) to Title 6 of Part 4 of the Penal Code, relating to crime prevention.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 573—An act to amend Section 10161.8 of the Business and Professions Code, to amend Section 19271 of the Revenue and Taxation Code, and to amend Section 11475.1 of, and to add Section 11475.7 to, the Welfare and Institutions Code, relating to child support.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 574—An act to amend Section 1281 of the Code of Civil Procedure, and to add Section 12940.2 to the Government Code, relating to employment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 603—An act to amend Sections 9650, 9650.3, 9653, 9701.5, and 9757 of, and to add Section 9656.25 to, the Business and Professions Code, and to amend Sections 8550, 8725, 8731, 8733, and 8733.5 of the Health and Safety Code, relating to cemeteries.

Bill read second time, and ordered to third reading.

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

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 658—An act to amend Section 20057 of the Government Code, relating to public employees, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

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

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 682—An act to amend Section 1371.4 of the Health and Safety Code, relating to health care service plans.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 702—An act to add Section 19271.5 to the Revenue and Taxation Code, relating to child support.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 721—An act to amend Sections 25100, 25101, 25230, 25532, and 25608, to amend the heading of Chapter 1 (commencing with Section 25100) of Part 2 of, and the heading of Part 2 (commencing with Section 25100) of, Division 1 of, Title 4 of, and to add Sections 25009.5, 25100.1, 25101.1, 25102.1, 25230.1, and 25608.1 to, the Corporations Code, relating to securities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 752—An act to amend Section 22958 of, and to add Section 22961 to, the Business and Professions Code, relating to tobacco.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 754—An act to add Section 10229 to the Business and Professions Code, and to add Section 25102.5 to the Corporations Code, relating to real estate.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 757—An act to add Section 24507 to the Health and Safety Code, relating to infant safety.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 789—An act to add Section 1276.4 to the Health and Safety Code, relating to long-term health care facilities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 823—An act to amend Section 2052 of the Business and Professions Code, to add Section 1368.07 to the Health and Safety Code, and to add Section 10140.7 to the Insurance Code, relating to health care.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 829—An act to amend Sections 914, 933, and 933.05 of, and to add Sections 924.5 and 938.4 to, the Penal Code, relating to grand juries.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 835—An act to amend Sections 10115.2 and 10115.5 of the Public Contract Code, relating to state contracts.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 856—An act to add Title 7.5 (commencing with Section 14020) to Part 4 of the Penal Code, relating to crime prevention, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 892—An act to amend Section 2815.1 of the Business and Professions Code, and to amend Sections 128230, 128280, 128330, 128335, 128345, 128350, 128355, 128375, 128385, 128395, 128435, 128445, and 128450 of, to amend the heading of Article 1 (commencing with Section 128330) of Chapter 5 of, and to amend the heading of Chapter 5 (commencing with Section 128330) of, Part 5 of Division 107 of, the Health and Safety Code, relating to nursing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 947—An act to amend Section 1363 of, and to add Section 1367.24 to, the Health and Safety Code, relating to health care service plans.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 974—An act to add Section 1367.22 to the Health and Safety Code, relating to health care service plans.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1015—An act to amend Section 6425 of the Labor Code, relating to occupational safety and health.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1016—An act to amend Section 832.5 of the Penal Code, relating to peace officers.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1052—An act to add Section 14105.436 to the Welfare and Institutions Code, relating to human services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1053—An act to amend Sections 1367.3 and 1367.35 of the Health and Safety Code, relating to health care service plans.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1138—An act to amend Section 14105.98 of the Welfare and Institutions Code, relating to human services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1139—An act to add Section 14085.7 to the Welfare and Institutions Code, relating to human services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1167—An act to amend Sections 98.1, 98.6, 210, and 225.5 of, and to add Section 1186 to, the Labor Code, relating to employment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1210—An act to add Section 8264.7 to the Education Code, relating to child care.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1233—An act to add Section 101.5 to the Elections Code, and to add Section 84200.12 to the Government Code, relating to statewide initiatives.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1321—An act to add and repeal Article 12.5 (commencing with Section 51840) of Chapter 5 of Part 28 of the Education Code, relating to education, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1453—An act to amend Section 8880.4 of the Government Code, relating to the state lottery.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1456—An act to amend Section 44225 of, and to add Section 44259.3 to, the Education Code, relating to teacher credentialing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1483—An act to amend Sections 10232.1 and 10234.93 of, to amend, renumber, and add Section 10232.8 of, and to add Section 10232.2 to, the Insurance Code, relating to health insurance.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1505—An act to add Section 1018 to the Fish and Game Code, relating to water facilities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1560—An act to add Section 8825.5 to the Health and Safety Code, relating to cemeteries, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 76—An act to amend Sections 1368 and 1375 of, and to add Sections 1363.1 and 1375.1 to, the Civil Code, relating to common interest developments.

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. 309—An act to add Chapter 6 (commencing with Section 116095) to Part 10 of Division 104 of the Health and Safety Code, relating to public safety.

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. 338—An act to add Chapter 4.8 (commencing with Section 19750) to Division 8 of the Business and Professions Code, relating to professional sports franchises.

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. 493—An act to add Section 1277.5 to 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. 1147—An act to amend Section 15657.2 of the Welfare and Institutions Code, relating to human services.

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. 1394—An act to amend Section 916 of, and to add Section 910.5 to, the Family Code, relating to marital property.

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. 1526—An act to amend Section 3151 of, and to add Section 3151.5 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. 290—An act to amend Section 1279.5 of the Code of Civil Procedure, and to amend Sections 243.4, 290, and 290.4 of the Penal Code, relating to sex offenders.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 318—An act to amend Section 1236 of, and to add Section 1237 to, the Unemployment Insurance Code, relating to unemployment.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 350—An act to add Section 6274 to the Family Code, and to add Section 646.91 to the Penal Code, relating to stalking.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 396—An act to add and repeal Sections 113996 and 113998 to the Health and Safety Code, relating to food facilities.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 455—An act to amend Section 713 of the Public Resources Code, relating to emergency services.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 469—An act to amend Section 10006 of, and to add Section 10156.9 to, the Business and Professions Code, relating to real estate.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 572—An act to amend Section 33126 of the Education Code, relating to schools.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 578—An act to amend Sections 335, 336, 337, 338, 339, 348, and 350 of, and to add Sections 341, 341.1, 341.2, 341.3, and 341.4 to, the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 712—An act to add and repeal Section 99315.7 of the Public Utilities Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 747—An act to amend Sections 1506.5, 1520.3, 1522, 1534, 1558, 1568.065, 1568.09, 1569.16, 1569.17, 1569.58, 1596.851, 1596.871, and 1596.8897 of, to amend and renumber Section 1568.066 of, to add Sections 1558.1, 1568.093, 1569.59, and 1596.8898 to, and to repeal Section 1568.092 of, the Health and Safety Code, relating to care facilities.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 799—An act to amend Section 8670.35 of the Government Code, relating to oil spills.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 924—An act to amend Section 25259.5 of, and to add Section 25259.1 to, the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 929—An act to amend Section 11462 of the Welfare and Institutions Code, relating to public social services.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1033—An act to add and repeal Article 2 (commencing with Section 18711) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1065—An act to amend Sections 11167.5 and 11170 of the Penal Code, relating to child abuse.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1087—An act to add Section 14126.90 to the Welfare and Institutions Code, relating to health.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1092—An act to amend Section 4104 of, and to add Section 4104.5 to, the Public Contract Code, relating to public works.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1153—An act to add Section 14087.326 to the Welfare and Institutions Code, relating to human services.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1317—An act to add Section 68083 to the Education Code, relating to postsecondary education.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1537—An act to amend Section 17311 of the Education Code, relating to school facilities, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1553—An act to add Section 12995 to the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1555—An act to amend Sections 2076.5, 2111, 2135, 2185, 2290.5, and 2443 of, and to repeal Section 2076 of, the Business and Professions Code, relating to physicians and surgeons, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1556—An act to repeal and add Section 2497.1 of the Business and Professions Code, relating to podiatric medicine.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1561—An act to to amend Sections 25161, 25167.4, and 25323.6 of, and to add Section 25168.1 to, the Health and Safety Code, to amend Section 30634 of the Public Utilities Code, and to amend Sections 2256, 4456, 5066, 5204, 11520, 13106, 16028, 22507.8, 22651.5, 22655, 25251, 25258, 27000, 34001, 34060, and 40000.16 of, to add Sections 2420, 21718, and 34500.5. to, and to repeal Sections 13106 and 22520 of, the Vehicle Code, relating to transportation.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1595—An act to amend Sections 20232, 20405, 20903, 21074, 21151, 21221, 21451, 21493, 21494, 21497, 21674, 22013.3, 22013.6, 22013.7, 22013.75, 22013.76, 22013.8, 22013.85, 22013.9, 22013.95, 22013.955, 22013.96, 22013.97, 22013.10, 22013.11, 22014.5, 22754, 22810, 22810.3, 22811.5, 22811.6, 22818, 22823, 22832, and 22850.2 of, to amend and renumber Section 21296 of, and to repeal Section 22014.3 of, the Government Code, relating to public employees.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 530—An act to add Chapter 3.7 (commencing with Section 66175) to Part 40 of the Education Code, relating to postsecondary education.

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

ASSEMBLY BILL NO. 753—An act to repeal Chapter 1.8 (commencing with Section 8170) of, and to repeal Chapter 1.9 (commencing with Section 8180) of, Part 6 of Title 1 of the Education Code, to add Chapter 3.35 (commencing with Section 1596.60) to Division 2 of the Health and Safety Code, and to amend Section 11170 of the Penal Code, relating to child care, 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. 838—An act to add Section 44205 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. 1114—An act 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. 1134—An act to add Section 8557 to, and to add Article 3.5 (commencing with Section 8558) to Chapter 14 of Division 3 of the Business and Professions Code, relating to structural pest control, 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. 677—An act to add Section 9016 to the Elections Code, relating to initiative measures.

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. 320—An act to add and repeal Article 29 (commencing with Section 990) of Chapter 2 of Part 1 of the Welfare and Institutions Code, relating to juveniles, and declaring the urgency thereof, to take effect immediately.

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

ASSEMBLY BILL NO. 1121—An act to amend Section 52303 of the Education Code, relating to vocational 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. 254—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.

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

ASSEMBLY BILL NO. 556—An act relating to special districts.

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

ASSEMBLY BILL NO. 797—An act to amend Sections 7072, 7084, and 7085 of, and to add Sections 7072.5, 7085.5, 15316, and 25536.3 to, the Government Code, relating to economic development.

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

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 23, 1997

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

Assembly Bill No. 1153
Assembly Bill No. 1556

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to the Consent Calendar.

Assembly Chamber, May 23, 1997

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

Assembly Bill No. 446
Assembly Bill No. 1052

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 806 (Morrow)—An act relating to highways.

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. 1546 (Committee on Consumer Protection, Governmental Efficiency and Economic Development)—An act to amend Sections 5536.27, 5600, 5654, 5682, 5683, 7200, 7616, 7635, 8010, 8017, 8018, 8024.5, 8024.6, 8025, 8030.2, 8030.4, 8030.6, and 8030.8 of, to repeal Sections 5566, 5566.1, and 5566.2 of, and to add Section 5631 to, the Business and Professions Code, and to amend Section 7100 of, and to add Section 7100.1 to, the Health and Safety Code, relating to consumer affairs, and making an appropriation therefor.

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

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

ASSEMBLY BILL NO. 1316 (Alquist)—An act to amend Sections 100001, 100012, 100019, 100060, 100061, 100370, 100400, and 100483 of, to add Sections 100091 and 100115 to, and to repeal Sections 100480 and 100481 of, the Public Utilities Code, and to amend Section 20303 of the Public Contract Code, relating to transportation.

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

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

ASSEMBLY BILL NO. 1175 (Shelley)—An act to add Section 1367.01 to the Health and Safety Code, and to add Section 10199.11 to the Insurance Code, relating to health care coverage.

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. 994 (Sweeney)—An act to add Section 20103.6 to the Public Contract Code, relating to local agency contracts.

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

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

ASSEMBLY BILL NO. 967 (Migden)—An act to amend Section 120955 of the Health and Safety Code, relating to HIV.

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

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

Consent Calendar Roll Call

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

AYES—71

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

NOES—None

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 Bill No. 334, on request of Assembly Member Wildman;

Assembly Bill No. 339, on request of Assembly Member Takasugi.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS

ASSEMBLY BILL NO. 735 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Ortiz was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 735 was refused passage; and that the bill be placed upon the inactive file.

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

ASSEMBLY BILL NO. 1059 (Migden)—An act to add Division 2.5 (commencing with Section 297) to the Family Code, to add Section 1374.58 to the Health and Safety Code, and to add Section 10121.7 to the Insurance Code, relating to domestic partners.

Bill read third time.

Motion to Amend

Assembly Member Migden moved the adoption of amendments.

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

ASSEMBLY BILL NO. 1472 (Thomson)—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.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:04 a.m.

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

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 43 BY UNANIMOUS CONSENT

Assembly Member Murray was granted unanimous consent to take up Assembly Concurrent Resolution No. 43, out of order.

ASSEMBLY CONCURRENT RESOLUTION NO. 43 (Murray)—Relative to state investments.

Resolution read, and adopted by the following vote:

AYES—73

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

NOES—1

Ackerman

Resolution ordered transmitted to the Senate.

HOUSE RESOLUTION NO. 31 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Richter was granted unanimous consent to take up House Resolution No. 31, without reference to committee or file.

HOUSE RESOLUTION NO. 31—Relative to flood victims.

Resolution read, and adopted by the following vote:

AYES—71

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

NOES—None

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

ASSEMBLY BILL NO. 1285 (Frusetta)—An act to add Section 706.6 to the Welfare and Institutions Code, relating to juvenile court law.

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

AYES—72

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

NOES—None

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1472

At 9:10 a.m., on motion of Assembly Member Thomson, 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. 1472

Assembly Member Thomson 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. 1472, and that the bill be passed on file, to retain its place on file.

MOTION TO ADJOURN

At 9:11 a.m., Assembly Member Villaraigosa moved that the Assembly do now adjourn.

Assembly Member Washington seconded the motion.

Motion Withdrawn

Without objection, Assembly Member Villaraigosa, with consent of the second to the motion, withdrew his motion to adjourn.

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. 435 and 667 were continued until the next legislative day.

CONSIDERATION OF ASSEMBLY BILL NO. 355 BY UNANIMOUS CONSENT

Assembly Member Morrissey was granted unanimous consent to take up Assembly Bill No. 355, out of order.

ASSEMBLY BILL NO. 355 (Morrissey)—An act to amend Section 31657 of the Government Code, relating to county employees.

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

AYES—71

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

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 1043 BY UNANIMOUS CONSENT

Assembly Member Caldera was granted unanimous consent to take up Assembly Bill No. 1043, out of order.

ASSEMBLY BILL NO. 1043 (Committee on Revenue and Taxation)—An act to amend Sections 6203, 6907, and 7102 of, to add Section 6830.5 to, and to add and repeal Article 2.5 (commencing with Section 7076.1) of Chapter 8 of Part 1 of Division 2 of, the Revenue and Taxation Code, relating to taxation.

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

AYES—70

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

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 1041 BY UNANIMOUS CONSENT

Assembly Member Caldera was granted unanimous consent to take up Assembly Bill No. 1041, out of order.

ASSEMBLY BILL NO. 1041 (Committee on Revenue and Taxation)—An act to amend Section 15619 of the Government Code, to amend Section 1775.4 of the Insurance Code, and to amend Sections 8102, 8255, 8651.7, 9255, 12631, 12632, 12983.1, 30179, 30366, 30455, 32405, 40116, 43455, 45655, 46506, 50112.2, 50113, 50142.1, 50161, 55225, 60120, 60121, 60361, 60524, 60608, and 60609 of, to add Sections 9255.1, 50162, and 60105 to, to add Article 4.5 (commencing with Section 40086) to Chapter 4 of Part 19 of, to add Article 4.5 (commencing with Section 41084.1) to Chapter 4 of Part 20 of, to add Article 2.5 (commencing with Section 50113.5) to Chapter 3 of Part 26 of, and to add Chapter 9 (commencing with Section 50171) to Part 26 of, Division 2 of, and to repeal Sections 60104 and 60709 of, the Revenue and Taxation Code, relating to taxation.

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

AYES—63

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

NOES—3

Kaloogian	McClintock	Oller

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 1178 BY UNANIMOUS CONSENT

Assembly Member Davis was granted unanimous consent to take up Assembly Bill No. 1178, out of order.

ASSEMBLY BILL NO. 1178 (Davis)—An act to amend Section 17533.6 of, and to add Sections 17537.8 and 17537.9 to, the Business and Professions Code, relating to unfair practices.

Bill read third time.

Motion to Amend

Assembly Member Davis moved the adoption of amendments.

Amendments read.

Further Consideration of Amendments to Assembly Bill No. 1178 Passed and Retained

By unanimous consent further consideration of Davis amendments to Assembly Bill No. 1178 was passed on file, to retain its place on file.

SPECIAL COMMITTEE MEETINGS

Assembly Member Villaraigosa was granted unanimous consent that Budget Subcommittee No. 3 be permitted to hold a special meeting today, upon adjournment of Floor session, and that Joint Rule 62(a) be waived.

MOTION TO ADJOURN

At 9:20 a.m., Assembly Member Villaraigosa moved that the Assembly do now adjourn.

Assembly Member Washington seconded the motion.

Motion carried.

VOTE ADDS

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

Consent Calendar: Alby, Baugh, Goldsmith, Havice, Kaloogian, and Scott—Aye.

Assembly Concurrent Resolution No. 43: Alby, Baldwin, Bowen, Brown, Goldsmith, Granlund, Morrow, and Woods—Aye.

House Resolution No. 31: Alby, Goldsmith, and Mazzoni—Aye.

Assembly Bill No. 1285: Alby, Bowen, Goldsmith, and Morrow—Aye.

Assembly Bill No. 1041: Kaloogian—No.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 9:20 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 23, 1997

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

Assembly Bill No. 17	Assembly Bill No. 899
Assembly Bill No. 84	Assembly Bill No. 940
Assembly Bill No. 103	Assembly Bill No. 1030
Assembly Bill No. 117	Assembly Bill No. 1181
Assembly Bill No. 123	Assembly Bill No. 1190
Assembly Bill No. 362	Assembly Bill No. 1251
Assembly Bill No. 397	Assembly Bill No. 1337
Assembly Bill No. 424	Assembly Bill No. 1338
Assembly Bill No. 515	Assembly Bill No. 1554
Assembly Bill No. 776	

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

May 23, 1997

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

Assembly Bill No. 138	Assembly Bill No. 663
Assembly Bill No. 409	Assembly Bill No. 1387
Assembly Bill No. 560	Assembly Bill No. 1391
Assembly Bill No. 611	

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

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 138—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; 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. 409—An act to add Section 2080.9 to the Fish and Game Code, relating to threatened and endangered species.

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

ASSEMBLY BILL NO. 560—An act to amend Sections 1725, 1741, 1750, 1751, and 1764 of, and to add Sections 1768 and 1770 to, the Business and Professions Code, and to amend Section 14132 of the Welfare and Institutions Code, relating to dentistry, 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. 611—An act to add Part 68 (commencing with Section 100400) to the Education Code, relating to education facilities funding, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds.

Bill read second time; 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. 663—An act to add Article 3.5 (commencing with Section 101270) to Chapter 3 of Part 3 of Division 101 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.

ASSEMBLY BILL NO. 1387—An act to add and repeal Chapter 12.5 (commencing with Section 25990) of Division 15 of the Public Resources Code, relating to energy resources, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 1391—An act to amend Section 11461 of the Welfare and Institutions Code, relating to human services.

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

AUTHOR'S AMENDMENTS

Committee on Local Government

May 23, 1997

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

Senate Bill No. 919

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

SWEENEY, Chairman

SENATE BILL NO. 919—An act to amend Section 4000 of the Elections Code, to add Article 4.3 (commencing with Section 53739) and Article 4.6 (commencing with Section 53750) to Chapter 4 of Part 1 of Division 2 of Title 5 of the Government Code, and to amend Section 9525 of the Streets and Highways Code, relating to local government taxes, changes and assessments, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

May 23, 1997

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

Senate Bill No. 154

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

CALDERA, Chairman

SENATE BILL NO. 154—An act to add Chapter 2.98 (commencing with Section 7286.59) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to taxation.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

May 23, 1997

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

Assembly Bill No. 63

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

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 63—An act to add Chapter 4.7 (commencing with Section 84700) to Title 9 of the Government Code, relating to the duties of the Secretary of State, 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

May 23, 1997

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

Assembly Bill No. 1341
Assembly Bill No. 1469

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

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 1341—An act to add Sections100237 and 100238 to the Health and Safety Code, relating to health research.

Bill read 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. 1469—An act to amend Section 18405 of the Revenue and Taxation Code, and to amend Section 9 of Chapter 490 of the Statutes of 1995, 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 Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: May 20, 1997

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

Assembly Bill No. 1245

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

DAVIS, Chairwoman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: May 22, 1997

Mr. Speaker: Your Committee on Rules reports:

Senate Joint Resolution No. 20

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

PERATA, Chairman

Above resolution ordered on file.

Committee on Revenue and Taxation

Date of Hearing: May 19, 1997

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

Assembly Bill No. 1520

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

CALDERA, Chairman

Above bill ordered to second reading.

Date of Hearing: May 19, 1997

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

Assembly Constitutional Amendment No. 14

With amendments with the recommendation: Amend, be adopted, as amended, and be re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

CALDERA, Chairman

Above resolution ordered to second reading.

Committee on Appropriations

Date of Hearing: May 21, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 287
Assembly Bill No. 488
Assembly Bill No. 925
Assembly Bill No. 941
Assembly Bill No. 1020
Assembly Bill No. 1029
Assembly Bill No. 1099
Assembly Bill No. 1152
Assembly Bill No. 375

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, May 23, 1997

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

Assembly Bill No. 249
Assembly Bill No. 710

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

Above bills ordered enrolled.

Senate Chamber, May 23, 1997

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

Assembly Concurrent Resolution No. 42
Assembly Joint Resolution No. 12

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

Above resolutions ordered enrolled.

Senate Chamber, May 23, 1997

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

Assembly Concurrent Resolution No. 44

And respectfully requests the Assembly to concur in said amendments.

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

Above resolution ordered to unfinished business file.

Senate Chamber, May 23, 1997

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. 10
Senate Concurrent Resolution No. 45

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

MESSAGES FROM THE SENATE

Senate Chamber, May 23, 1997

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

Senate Bill No. 644
Senate Bill No. 650
Senate Bill No. 657
Senate Bill No. 671
Senate Bill No. 674
Senate Bill No. 719
Senate Bill No. 781
Senate Bill No. 784
Senate Bill No. 788
Senate Bill No. 801
Senate Bill No. 812
Senate Bill No. 815
Senate Bill No. 828
Senate Bill No. 833
Senate Bill No. 850
Senate Bill No. 883
Senate Bill No. 920
Senate Bill No. 921
Senate Bill No. 922
Senate Bill No. 925
Senate Bill No. 949
Senate Bill No. 970
Senate Bill No. 973
Senate Bill No. 983
Senate Bill No. 988
Senate Bill No. 1050
Senate Bill No. 1069
Senate Bill No. 1070
Senate Bill No. 1075
Senate Bill No. 1077
Senate Bill No. 1088
Senate Bill No. 1100
Senate Bill No. 1105
Senate Bill No. 1107
Senate Bill No. 1116
Senate Bill No. 1148
Senate Bill No. 1169
Senate Bill No. 1174
Senate Bill No. 1176
Senate Bill No. 1191

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

Senate Chamber, May 23, 1997

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

Senate Bill No. 45
Senate Bill No. 48
Senate Bill No. 123
Senate Bill No. 235
Senate Bill No. 327
Senate Bill No. 402
Senate Bill No. 407
Senate Bill No. 447
Senate Bill No. 514
Senate Bill No. 601
Senate Bill No. 628
Senate Bill No. 717
Senate Bill No. 720
Senate Bill No. 795
Senate Bill No. 896
Senate Bill No. 898
Senate Bill No. 959
Senate Bill No. 1017
Senate Bill No. 1080
Senate Bill No. 1271
Senate Bill No. 1296
Senate Bill No. 1315

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

Senate Chamber, May 23, 1997

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

Senate Bill No. 4
Senate Bill No. 33
Senate Bill No. 36
Senate Bill No. 93
Senate Bill No. 114
Senate Bill No. 117
Senate Bill No. 188
Senate Bill No. 190
Senate Bill No. 192
Senate Bill No. 275
Senate Bill No. 283
Senate Bill No. 299
Senate Bill No. 306
Senate Bill No. 320
Senate Bill No. 347
Senate Bill No. 363
Senate Bill No. 380
Senate Bill No. 392
Senate Bill No. 418
Senate Bill No. 440
Senate Bill No. 452
Senate Bill No. 454
Senate Bill No. 457
Senate Bill No. 458
Senate Bill No. 459
Senate Bill No. 466
Senate Bill No. 475
Senate Bill No. 480
Senate Bill No. 493
Senate Bill No. 504
Senate Bill No. 518
Senate Bill No. 520
Senate Bill No. 572
Senate Bill No. 578
Senate Bill No. 603
Senate Bill No. 605
Senate Bill No. 608
Senate Bill No. 612
Senate Bill No. 617
Senate Bill No. 638

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

Senate Chamber, May 23, 1997

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

Senate Bill No. 1204
Senate Bill No. 1221
Senate Bill No. 1257
Senate Bill No. 1273
Senate Bill No. 1295
Senate Bill No. 1298

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

Senate Chamber, May 23, 1997

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

Senate Concurrent Resolution No. 33
Senate Concurrent Resolution No. 40

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

FIRST READING OF SENATE BILLS

The following bills were read the first time:

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

SENATE BILL NO. 650—An act to amend Section 4980.43 of the Business and Professions Code, relating to marriage, family, and child counselors

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

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

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

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

SENATE BILL NO. 781—An act to amend Section 6202 of the Revenue and Taxation Code, relating to taxation.

SENATE BILL NO. 784—An act to amend Sections 25001, 25002, 25004, and 25007 of, to add Sections 25141, 25142, and 25143 to, and to repeal Section 25003 of, the Public Resources Code, relating to energy resources.

SENATE BILL NO. 788—An act to amend Sections 21200.5, 21200.9, 21201, 21203, and 21206.8 of the Financial Code, relating to pawnbrokers.

SENATE BILL NO. 801—An act to amend Section 50053 of the Health and Safety Code, relating to housing, and making an appropriation therefor.

SENATE BILL NO. 812—An act to amend Section 9107 of the Vehicle Code, relating to vehicles.

SENATE BILL NO. 815—An act to amend Section 66801 of the Government Code, relating to the Tahoe Regional Planning Compact.

SENATE BILL NO. 828—An act to amend Sections 6710, 6714, 6747, and 8710 of the Business and Professions Code, relating to professional engineers.

SENATE BILL NO. 833—An act to amend Section 2651 of, and to add Sections 2631 and 2655.75 to, the Business and Professions Code, relating to physical therapy.

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

SENATE BILL NO. 883—An act to amend Section 4106 of the Food and Agricultural Code, to amend Sections 25332, 25843, 53635.7, and 56706 of, to amend and renumber Section 25526.6 of, and to repeal Chapter 3.5 (commencing with Section 55530) of Part 2 of Division 2 of Title 5 of, the Government Code, relating to the Local Government Omnibus Act of 1997.

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

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

SENATE BILL NO. 922—An act to amend Section 2290.5 of the Business and Professions Code, relating to medicine.

SENATE BILL NO. 925—An act to amend Section 1203.05 of the Penal Code, relating to criminal procedure.

SENATE BILL NO. 949—An act to add Section 3205.5 to the Government Code, relating to public officials and candidates.

SENATE BILL NO. 970—An act to amend Sections 129805 and 129825 of the Health and Safety Code, relating to hospitals.

SENATE BILL NO. 973—An act relating to school facilities.

SENATE BILL NO. 983—An act to add Section 14094.31 to the Welfare and Institutions Code, relating to human services.

SENATE BILL NO. 988—An act to amend and repeal Section 12159 of the Public Contract Code, and to amend Sections 40507, 43211, 44004, 44305, 45000, 45005, 45011, 45013, 45017, 45023, 48027, 48620, 48621, 48623, 48630, 48643, 48651, 48653, 48660.5, 48661, 48670, 48672, and 48673 of, to add Sections 48645, 48671.8, and 48692 to, to repeal Article 9 (commencing with Section 3460) of Chapter 1 of Division 3 of, and to repeal Chapter 1.5 (commencing with Section 3475) of Division 3 of, the Public Resources Code, relating to recycling.

SENATE BILL NO. 1050—An act to add Section 601.5 to the Welfare and Institutions Code, relating to youths.

SENATE BILL NO. 1069—An act to amend Section 13337 of, and to add Article 4 (commencing with Section 13350) and Article 5 (commencing with Section 13360) to Chapter 3 of Part 3 of Division 3 of Title 2 of, the Government Code, relating to state finance, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1070—An act to amend Section 41137 of the Revenue and Taxation Code, relating to taxation.

SENATE BILL NO. 1075—An act to amend Sections 29760, 29761.5, 29762, 29763, 29763.5, 29764, 29767, 29770, 29771, 29772, and 29780 of, and to repeal Section 29729 of, the Public Resources Code, relating to the Sacramento-San Joaquin Delta.

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

SENATE BILL NO. 1088—An act to add Section 68804 to the Government Code, relating to capital judgments.

SENATE BILL NO. 1100—An act to amend Section 18025 of the Education Code, relating to libraries, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1105—An act to amend Section 15031 of the Education Code, to amend Section 54902.5 of the Government Code, to amend Section 33674 of the Health and Safety Code, to amend Section 1775.4 of the Insurance Code, and to amend Sections 51, 69.5, 75.10, 408, 434.5, 670, 673, 1603, 1605, 12631, 12632, 12983.1, and 38904 of, and to amend, repeal, and add Section 619 of, the Revenue and Taxation Code, relating to taxation.

SENATE BILL NO. 1107—An act to amend Section 53684 of the Government Code, to amend Sections 2191.4, 2195, 2503.2, 2605, 2606, 2607, 2611.6, 2910.1, 2963, 3007, 4837.5, and 20583 of the Revenue and Taxation Code, and to amend Section 9880 of the Vehicle Code, relating to taxation.

SENATE BILL NO. 1116—An act to amend Sections 6258.1 and 6264 of, and to repeal and add Section 6261 to, the Penal Code, relating to corrections.

SENATE BILL NO. 1148—An act to add Sections 451.1 and 451.2 to the Public Utilities Code, relating to telecommunications.

SENATE BILL NO. 1169—An act to amend Section 15331 of the Government Code, relating to economic development.

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

SENATE BILL NO. 1176—An act to amend Section 11836 of the Health and Safety Code, and to amend Section 23103.5 of the Vehicle Code, relating to vehicles.

SENATE BILL NO. 1191—An act to relating to health care.

SENATE BILL NO. 45—An act to amend Sections 14523, 14524, 14525, 14526, 14527, 14530.1, 14531, 14536, 65081.1, 65082, 65083, and 65086 of, to add Sections 14529.1 and 14529.8 to, to repeal and add Sections 14520.3, 14529, and 65080 of, and to repeal Sections 14524.5, 14529.01, 14529.2, 14529.6, 14530.5, 14555, 65071, 65081, and 65086.4 of, the Government Code, to amend Sections 99310, 99312, and 99315 of, and to repeal Sections 99315.5, 99315.6, 99318, and 99318.2 of, the Public Utilities Code, and to amend Sections 164.3, 167, 188, and 188.8 of, to add Sections 164.6 and 188.10 to, to repeal and add Sections 163, 164, 182.5, and 190 of, to repeal Sections 163, 164.2, 164.4, 164.35, 164.50, 164.51, 164.52, 164.55, 164.57, 168, 182.4, 182.8, 188.9, 199, 199.1, 199.2, 199.3, 199.4, 199.6, 199.7, 199.8, 199.9, 199.10, and 199.11 of, and to repeal Chapter 16 (commencing with Section 2600) of Division 3 of, the Streets and Highways Code, relating to transportation.

SENATE BILL NO. 48—An act to amend Section 12940 of the Government Code, relating to employment.

SENATE BILL NO. 123—An act to amend Section 1538.5 of the Penal Code, relating to criminal procedure.

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

SENATE BILL NO. 327—An act to amend Section 11105.03 of the Penal Code, relating to state summary criminal history information, and declaring the urgency thereof, to take effect immediately.

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

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

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

SENATE BILL NO. 514—An act to amend Section 51226.3 of the Education Code, relating to educational curriculum.

SENATE BILL NO. 601—An act to amend Sections 19171, 19175, 19570, 19574, 19815.41, 19832, 19997, 19997.2, 19997.3, 19997.8, 19997.11, 19997.13, and 19997.14 of, to add Sections 19574.3 and 19997.16 to, and to repeal and add Section 19576 of, the Government Code, relating to state civil service.

SENATE BILL NO. 628—An act to amend Section 1800.3 of the Probate Code, relating to conservatorships.

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

SENATE BILL NO. 720—An act to add and repeal Section 9250.19 of the Vehicle Code, relating to vehicles, and making an appropriation therefor.

SENATE BILL NO. 795—An act to amend Sections 10153.6 and 10232 of, and to add Sections 10234.5, 10236.4, 10236.5, 10236.7, 10236.8, 10236.9, 10236.10, and 10236.11 to, the Business and Professions Code, relating to real estate.

SENATE BILL NO. 896—An act to add Article 5.5 (commencing with Section 55) to Chapter 1 of Part 1 of the Education Code, relating to education.

SENATE BILL NO. 898—An act to add Section 51204.7 to the Education Code, relating to school curriculum.

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

SENATE BILL NO. 1017—An act to add Section 2220.5 to the Business and Professions Code, relating to medicine.

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

SENATE BILL NO. 1271—An act to add Section 2194.5 to the Elections Code, and to amend Section 6254.4 of the Government Code, relating to voter registration.

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

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

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

SENATE BILL NO. 33—An act to amend Section 155.20 of the Revenue and Taxation Code, relating to taxation.

SENATE BILL NO. 36—An act relating to elections.

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

SENATE BILL NO. 114—An act to amend Sections 4054 and 4059 of the Business and Professions Code, relating to pharmacy.

SENATE BILL NO. 117—An act to amend Sections 7504.7, 7506.9, 7506.10, 7507.10, 1507.13, and 7511 of the Business and Professions Code, relating to collateral recovery.

SENATE BILL NO. 188—An act to amend Sections 110, 1109, 2114, 2115, 2117, 6910, 8910, 12680, 25102, and 25113 of, and to repeal Sections 2108 and 2109 of, the Corporations Code, and to amend Section 15204 of the Financial Code, relating to corporations.

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

SENATE BILL NO. 192—An act to add Section 9561.5 to the Vehicle Code, relating to vehicles.

SENATE BILL NO. 275—An act to amend Section 33080.1 of, and to add Section 33763.5 to, the Health and Safety Code, relating to redevelopment.

SENATE BILL NO. 283—An act to amend Section 1596.792 of the Health and Safety Code, and to amend Section 5056 of the Penal Code, relating to prisons.

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

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

SENATE BILL NO. 320—An act to amend Sections 53091 and 65040.6 of the Government Code, to amend Sections 17921.7, 17922, 17958, 17958.1, 17980, 18901, 18922, 18923, 18944.31, 18959, 33331, 50517, and 51058 of, and to repeal Sections 50054, 50150, 50154, 50663, 50667, 50837, 50900, 50900.1, 50901, 50902, 50908, 51052, to repeal Chapter 5.5 (commencing with Section 51260) and Chapter 9 (commencing with Section 51450) of Part 3 of Division 31 of, and to repeal Part 6.1 (commencing with Section 52534) of Division 31 of, the Health and Safety Code, relating to the Housing and Land Use Omnibus Act of 1997.

SENATE BILL NO. 347—An act to amend Sections 651 and 668 of, and to add Section 655.7 to, the Harbors and Navigation Code, and to amend Section 11837.3 of the Health and Safety Code, relating to vessels.

SENATE BILL NO. 363—An act to amend Sections 81007.5, 82015, and 82025 of the Government Code, relating to the Political Reform Act of 1974.

SENATE BILL NO. 380—An act to amend Section 1857.9 of the Insurance Code, relating to insurance.

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

SENATE BILL NO. 418—An act to amend Section 6256 of the Penal Code, relating to correctional facilities.

SENATE BILL NO. 440—An act to amend Sections 4027 and 4052 of the Business and Professions Code, relating to pharmacy.

SENATE BILL NO. 452—An act to amend Section 23104.2 of the Business and Professions Code, relating to alcoholic beverages.

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

SENATE BILL NO. 457—An act to amend Sections 11470, 11488.5, 11489, and 11492 of the Health and Safety Code, relating to controlled substances, and making an appropriation therefor.

SENATE BILL NO. 458—An act to add Section 11019.7 to the Government Code, relating to state agencies.

SENATE BILL NO. 459—An act to add Division 14 (commencing with Section 141000) to the Public Utilities Code, relating to transportation.

SENATE BILL NO. 466—An act to amend Section 99 of the Revenue and Taxation Code, relating to local agencies.

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

SENATE BILL NO. 480—An act to amend Sections 6 and 10.5 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to water.

SENATE BILL NO. 493—An act to amend Section 10052 of the Welfare and Institutions Code, relating to human services.

SENATE BILL NO. 504—An act to add Section 11440.60 to the Government Code, relating to administrative law.

SENATE BILL NO. 518—An act to amend Sections 1247.5 and 1247.6 of the Business and Professions Code, relating to clinical laboratory technology.

SENATE BILL NO. 520—An act to add Section 84305.7 to the Government Code, relating to elections.

SENATE BILL NO. 572—An act to amend Section 25608 of the Business and Professions Code, relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 578—An act to amend Sections 1357, 1357.03, 1357.06, 1357.16, 1357.50, and 1357.51 of, and to add Section 1357.52 to, the Health and Safety Code, and to amend Sections 742.40, 10198.6, 10198.7, 10700, 10705, 10706, 10708, 10718.55, and 10841 of, and to add Section 10198.9 to, the Insurance Code, relating to health care coverage.

SENATE BILL NO. 603—An act to amend Sections 12824 and 12825 of, and to add Section 12824.5 to, the Food and Agricultural Code, relating to pesticides.

SENATE BILL NO. 605—An act to add Section 19328 to the Education Code, relating to the law library of the California State Library.

SENATE BILL NO. 608—An act to amend Section 972.1 of the Military and Veterans Code, relating to veterans.

SENATE BILL NO. 612—An act to amend Sections 8102, 8103, 8105, 60041, 60201.2, 60201.3, 60472, 60501, 60502, 60505, and 60511 of, to add Sections 8108 and 8109 to, and to repeal Sections 7402, 7403, 7404, 7407, and 60510 of, the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 638—An act to amend Section 371 of the Public Utilities Code, relating to public utilities.

SENATE BILL NO. 1204—An act to add Section 729.13 to the Welfare and Institutions Code, relating to youth mentoring.

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

SENATE BILL NO. 1257—An act relating to health coverage.

SENATE BILL NO. 1273—An act to add Section 11104.5 to the Government Code, relating to state agencies.

SENATE BILL NO. 1295—An act to amend Section 123115 of the Health and Safety Code, relating to health.

SENATE BILL NO. 1298—An act to amend Section 2002 of the Penal Code, relating to prisons.

The following resolutions were read:

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

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

INTRODUCTION OF GUESTS

Assembly Member Pacheco, of the 64th Assembly District, introduced friends David Kinder, of San Bernardino and Jeff Zilm, of Oakley.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Villaraigosa the Assembly adjourned until 11 a.m., Tuesday, May 27, 1997, out of respect to the memory of Fred Bolden, on motion of Assembly Member Thomson.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MAY 23, 1997

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

AB	RN
23	9714152
63	9714511
76	9713736
138	9714365
254	9714282
309	9713761
320	9714062
321	9714370
338	9713715
409	9713924
426	9714218
493	9713733
530	9713994
556	9714343
560	9714232
611	9714241
663	9714230
677	9714100
681	9714145
753	9713810
797	9714303
838	9713920
889	9714212
1040	9714111
1059	9714490
1114	9714519
1121	9714122
1134	9714042
1147	9713762
1164	9713289
1341	9714483
1387	9714295
1391	9714047
1394	9713973
1469	9714452
1470	9714379
1473	9714170
1526	9713731

SB	RN
154	9713950
919	9713032

Daily Total: 40
Cumulative Total: 1864

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, May 27, 1997

SEVENTY-SEVENTH SESSION DAY

ONE HUNDRED SEVENTY-SEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, May 27, 1997

The Assembly met at 11:10 a.m.

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

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Keeley 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.

CAUCUS ANNOUNCEMENTS

Assembly Member Pringle announced that the Republican Caucus would meet at this time, in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 11:16 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 12:31 p.m., the Assembly reconvened.

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

QUORUM PRESENT

At 12 m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

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

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

PRAYER

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

Lord, Give us patience and steadfastness in adversity, strengthen our weakness, comfort us in trouble and distress. When we do face the difficult moments in our lives, give us a willing and cheerful mind, that we may gladly suffer and bear all things for Your sake.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, 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 Alquist, seconded by Assembly Member Baldwin.

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 Murray.

Because of illness: Assembly Member Gallegos.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

May 5, 1997

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

Dear Mr. Speaker: I respectfully request authorization to be excused from Session and Check-In Session on Tuesday, May 27 through Friday, May 30 for legislative business. I have been asked to travel to Brazil to discuss transportation issues and focus on Curitiba's transportation system. Please see the attached information.

Thank you for your kind consideration to this request.

Sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

COMMUNICATIONS
CONFEREES

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

May 27, 1997

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

Dear Dotson: Please be advised that I am appointing Assemblymember Tom Torlakson to the Conference Committee on Assembly Bills 1006, 1400 and 1501 to replace Assemblymember Carole Migden for Tuesday, May 27 and Thursday, May 29, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 27, 1997

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

Dear Dotson: Please be advised that I am appointing Assemblymember Mike Honda to the Conference Committee on Assembly Bills 1006, 1400 and 1501 to replace Assemblymember Carole Migden for Wednesday, May 28, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 22, 1997

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

Dear Mr. Wilson: Please be advised, effective May 22, 1997, I have terminated the appointment of Assembly Member Bruce Thompson on the Education Commission of the States.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 22, 1997

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

Dear Mr. Wilson: Please be advised, effective May 22, 1997, I have terminated the appointments of Assembly Member Steven Kuykendall and Assembly Member Brooks Firestone, on the State School Building Finance Committee.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 27, 1997

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

Dear Dotson: This is to advise you that I am establishing the Select Committee on Agricultural Exports and International Market Development and am appointing Assemblymember Mike Machado as Chair.

Thank you for your assistance in this matter.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 27, 1997

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

Dear Dotson: Please be advised that I am appointing Assemblymember Mike Honda to the Assembly Budget Committee to replace Assemblymember Martin Gallegos for today, May 27, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 27, 1997

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

Assembly Bill No. 76
Assembly Bill No. 309
Assembly Bill No. 320
Assembly Bill No. 338
Assembly Bill No. 493
Assembly Bill No. 530
Assembly Bill No. 677
Assembly Bill No. 753
Assembly Bill No. 838
Assembly Bill No. 1114
Assembly Bill No. 1121
Assembly Bill No. 1134
Assembly Bill No. 1147
Assembly Bill No. 1394
Assembly Bill No. 1526

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 27, 1997

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

Assembly Bill No. 1059

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, May 27, 1997

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

Assembly Bill No. 23
Assembly Bill No. 63
Assembly Bill No. 138
Assembly Bill No. 254
Assembly Bill No. 321
Assembly Bill No. 409
Assembly Bill No. 481
Assembly Bill No. 556
Assembly Bill No. 560
Assembly Bill No. 663
Assembly Bill No. 681
Assembly Bill No. 889
Assembly Bill No. 1341
Assembly Bill No. 1387
Assembly Bill No. 1391
Assembly Bill No. 1469
Assembly Bill No. 1473

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 27, 1997

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

Assembly Bill No. 249
Assembly Bill No. 710

And reports the same correctly enrolled, and presented to the Governor at 11 a.m., May 27, 1997.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, May 27, 1997

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

Assembly Concurrent Resolution No. 42
Assembly Joint Resolution No. 12

And reports the same correctly enrolled, and presented to the Secretary of State on the 27th day of May, 1997, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

REFERENCE OF BILLS TO COMMITTEE

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

Assembly Bill No.	*Committee*
1611	Trans.

Assembly Constitutional Amendment No.	*Committee*
22	Rev. & Tax.

Assembly Concurrent Resolution No.	*Committee*
58	Rls.

Assembly Joint Resolution No.	*Committee*
26	Rls.

Senate Bill No.	*Committee*
31	B. & F.
89	Trans.
105	E.S. & T.M.
107	C.P.,G.E. & E.D.
150	Pub. S. and Jud.
170	C.P.,G.E. & E.D.
171	Trans.
198	G.O.
203	Ins.
204	Ins.
225	Trans.
229	Health
243	C.P.,G.E. & E.D. and Pub. S.
260	W.,P. & W.
269	E.,R. & C.A.
270	Trans.
326	Nat. Res.
343	Ins.
360	E.S. & T.M.

AUTHOR'S AMENDMENTS
Committee on Education

May 27, 1997

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

Senate Bill No. 250

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

MAZZONI, Chairwoman

SENATE BILL NO. 250—An act relating to school facilities construction.

Bill read second time; author's amendments, 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

May 27, 1997

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

Senate Bill No. 212

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

FIGUEROA, Chairwoman

SENATE BILL NO. 212—An act to amend and repeal Section 3209.3 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.

AUTHOR'S AMENDMENTS
Committee on Public Employees, Retirement and Social Security

May 27, 1997

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 1192

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

KNOX, Chairman

SENATE BILL NO. 1192—An act to amend and supplement the Budget Act of 1996 (Chapter 162 of the Statutes of 1996), relating to public Employees, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

May 27, 1997

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

Assembly Bill No. 278
Assembly Bill No. 411
Assembly Bill No. 705

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

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 278—An act to amend Sections 39606, 39655, 39660, 39662, 40451, and 116365 of, and to add Sections 2550235, 39606.1, 39618, 39662.5, 39662.6, 41514.9, and 116366 to, the Health and Safety Code, relating to environmental protection.

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

ASSEMBLY BILL NO. 411—An act to amend Sections 115880, 115885, and 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.

ASSEMBLY BILL NO. 705—An act to amend Sections 12157, 12205, and 12305 of, and to add and repeal Article 2.1 (commencing with Section 12170) of Chapter 4 of Part 2 of Division 2 of, the Public Contract Code, to add Section 40196.3 to, and to add Chapter 18.5 (commencing with Section 42920) to Part 3 of Division 30 of, the Public Resources Code, relating to recycling.

Bill read 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: May 21, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 618
Assembly Bill No. 1368
Assembly Bill No. 1492

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 21, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 590
Assembly Bill No. 605
Assembly Bill No. 689
Assembly Bill No. 1209

With the recommendation: Do pass, as amended.

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

Committee on Rules

Date of Hearing: May 27, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 32

With the recommendation: That the resolution be re-referred to the Committee on Agriculture.

PERATA, Chairman

Above resolution re-referred to the Committee on Agriculture.

Committee on Revenue and Taxation

Date of Hearing: May 19, 1997

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

Assembly Bill No. 551

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

CALDERA, Chairman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: May 19, 1997

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 909

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

MURRAY, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: May 21, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1547

With recommendation: Do pass, as amended.

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

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: May 21, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 439
Assembly Bill No. 698

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

ADJOURN IN MEMORY

Assembly Member Aguiar was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marie Patricia Aguerre, of Chino and friend Angela Legazcue; and June Marie Godinho, of Corona.

Assembly Member Campbell was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Charles McCandless, of Orange County.

Assembly Member Wayne was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mariano "Babe" Pulli, of San Diego.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Knox announced his intention to request that Assembly Bill No. 15 be removed from the inactive file.

At 12:33 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Members Granlund and Brewer on the occasion of their birthdays.

RE-REFERENCE OF BILLS

Assembly Member Migden was granted unanimous consent that Assembly Bill No. 241 be re-referred from the Committee on Appropriations to the Committee on Budget.

SPECIAL COMMITTEE MEETINGS

Assembly Member Migden was granted unanimous consent that the Committee on Appropriations be permitted to hold a special meeting on Friday, May 30, 1997.

REQUEST FOR PHOTOGRAPHER

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

RECESS

By unanimous consent, at 12:35 p.m., Assistant Speaker pro Tempore Baca declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Kuehl introduced the following students from El Camino Real High School of Woodland Hills, who are the 1997 California State Academic Decathlon Champions for the second consecutive time, and Silver Medalists in the National Competition: El Camino Real team members: Steve Chae, Michal Engleman, Robert Magee, Tamara Miller, Michael Montgomery, Jackie Moses, Roger Rees, Dawn Robinson, and Adi Zarchi; Team Coaches: David Roberson, and Sharon Markenson; High School Principal: Ron Bauer; and California Academic Decathlon Executive Director, Judy Combs. Assembly Member Kuehl also introduced Laura Gipson, of Orange Glen High School in San Diego County, who received the Special President's Award from the U.S. Academic Decathlon for overcoming overwhelming odds to compete.

REASSEMBLED

At 12:38 p.m., the Assembly reconvened.

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

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Mazzoni announced that the Committee on Education would meet today, upon adjournment of Floor session, in Room 437.

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. 76, 309, 338, 493, 1147, 1394, 1526, 530, 753, 838, 1114, 1134, and **677,** ordered to third reading;

(NOTE: Later this day Assembly Bill No. 677 was re-referred to the Committee on Appropriations.)

Assembly Bills Nos. 320 and **1121,** ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 831—An act to amend Section 3248 of the Civil Code, relating to public works.

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. 865—An act to amend Section 17285 of the Education Code, relating to school facilities.

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. 1301—An act to amend Section 4059 of 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. 1334—An act to add Section 11350.10 to the Welfare and Institutions Code, relating to human services.

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. 1245—An act to amend, repeal, and add Sections 3306, 3354, and 3440 of, and to add Section 3451.5 to, the Business and Professions Code, relating to hearing aid dispensers.

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. 1520—An act to add Sections 17053.57 and 23657 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 CONSTITUTIONAL AMENDMENT NO. 14—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 26 of Article XIII thereof, relating to taxation.

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

ASSEMBLY BILL NO. 287—An act to amend Sections 8921, 8922, 8925, 8926, 8927, 33006, 33310, 39619, 44865, 48661, 49500, 49513, 49516, 49531, 49536, 49550.3, 49553, and 49559 of, and to repeal Sections 49514 and 49532 of, the Education Code, relating to education, 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. 488—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; 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. 925—An act to add Article 5.5 (commencing with Section 124010) to Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, relating to human 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.

ASSEMBLY BILL NO. 941—An act to amend Section 33320.5 of, and to add Section 33334.21 to, the Health and Safety Code, relating to redevelopment.

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. 1020—An act to amend Section 2106 of the Streets and Highways Code, relating to highways, 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. 1029—An act to amend Sections 27315 and 27803 of, and to add Section 27368 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. 1099—An act to add Section 14007.9 to the Welfare and Institutions Code, relating to human services.

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

ASSEMBLY BILL NO. 1152—An act to amend Section 871 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. 375—An act to amend Section 472.5 of the Business and Professions Code, to amend Sections 42825, 42835, 42850, 42885, 42889, and 42891 of, to add Sections 42850.1 and 42889.1 to, to add and repeal Chapter 20 (commencing with Section 42970) of, and to repeal and add Chapter 14 (commencing with Section 42700) of, Part 3 of Division 30 of, the Public Resources Code, relating to waste tires.

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

SECOND READING OF SENATE BILLS

SENATE JOINT RESOLUTION NO. 20—Relative to Indian gaming.

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

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of Joint Rule 10.5, the following bill was ordered re-referred to the Committee on Appropriations:

Assembly Bill No. 677.

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

ASSEMBLY CONCURRENT RESOLUTION NO. 44 (Machado)—Relative to Mosquito and Vector Control Awareness Week.

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

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

The Assembly concurred in Senate amendments.

Above resolution ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 221 (Goldsmith)—An act to amend Sections 1241 and 2058 of the Business and Professions Code, and to add Section 1596.797 to the Health and Safety Code, relating to health.

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

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1001, on request of Assembly Member Torlakson.

BILLS PASSED ON FILE

Assembly Bill No. 304—Passed on file.

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

ASSEMBLY BILL NO. 378 (Baugh)—An act to amend Sections 939 and 939.2 of, and to add Section 939.21 to, the Penal Code, relating to grand juries.

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

AYES—54

Ackerman	Escutia	Machado	Runner
Aguiar	Figueroa	Margett	Shelley
Alby	Firestone	McClintock	Strom-Martin
Baca	Floyd	Migden	Thompson
Baldwin	Goldsmith	Miller	Thomson
Battin	Granlund	Morrissey	Torlakson
Baugh	Hertzberg	Morrow	Villaraigosa
Bordonaro	Honda	Napolitano	Vincent
Bowler	Kaloogian	Olberg	Washington
Campbell	Keeley	Oller	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cunneen	Leach	Pringle	
Ducheny	Leonard	Richter	

NOES—16

Bowen	Havice	Mazzoni	Sweeney
Brown	House	Pacheco	Takasugi
Caldera	Lempert	Prenter	Wayne
Davis	Martinez	Scott	Wildman

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 491, on request of Assembly Member Keeley.

DEBATE LIMITED

Assistant Speaker pro Tempore Baca announced that leadership had agreed that debate on measures on this day's file would be limited to two proponents and two opponents.

Assembly Member Papan was granted unanimous consent that substantive issues be debated without limit.

BILLS PASSED ON FILE

Assembly Bills Nos. 701, 794, and 1472—Passed on file.

At 1:05 p.m., Hon. Carl Washington, 52nd District, presiding

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

ASSEMBLY JOINT RESOLUTION NO. 3 (Baca)—Relative to the Delhi Sands Flower-loving fly.

Resolution read.

Motion to Amend by Assembly Member Olberg

Assembly Member Olberg moved the adoption of amendments.

Amendments read.

Motion to Table Olberg Amendments to Assembly Joint Resolution No. 3

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Olberg to Assembly Joint Resolution No. 3 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—38

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

NOES—36

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

Objection to Vote Adds

Assembly Member Olberg withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the motion to table Olberg amendments to Assembly Joint Resolution No. 3.

Motion to Amend by Assembly Member Baca

Assembly Member Baca moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—37

Alby	Figueroa	Ortiz	Villaraigosa
Alquist	Floyd	Pacheco	Vincent
Aroner	Havice	Papan	Washington
Baca	Hertzberg	Scott	Wayne
Bowen	Honda	Shelley	Wildman
Bowler	Lempert	Strom-Martin	Wright
Brown	Martinez	Sweeney	Mr. Speaker
Caldera	Mazzoni	Thompson	
Davis	Migden	Thomson	
Escutia	Napolitano	Torlakson	

NOES—30

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

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

At 1:16 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 1319 (Alquist)—An act to add and repeal Section 80.1 of the Revenue and Taxation Code, relating to taxation.

Bill read third time.

Motion to Amend

Assembly Member Alquist moved the adoption of amendments.

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

ASSEMBLY BILL NO. 32 (Aguiar)—An act to add and repeal Section 1206.5 of the Penal Code, relating to criminal judgments.

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

AYES—50

Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Runner
Baca	Escutia	Leonard	Scott
Baldwin	Figueroa	Margett	Shelley
Battin	Firestone	Mazzoni	Sweeney
Bordonaro	Frusetta	Miller	Takasugi
Bowler	Goldsmith	Morrissey	Thompson
Brewer	Granlund	Morrow	Thomson
Brown	Havice	Olberg	Wayne
Caldera	House	Oller	Wildman
Campbell	Kaloogian	Pacheco	Woods
Cardenas	Keeley	Papan	
Cardoza	Kuykendall	Perata	

NOES—12

Ackerman	Knox	Ortiz	Torlakson
Aroner	Kuehl	Richter	Villaraigosa
Honda	Migden	Strom-Martin	Wright

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 593 (Cardoza)—An act to add Sections 27643 and 27644 to the Food and Agricultural Code, relating to food.

Bill read third time.

Motion to Amend

Assembly Member Cardoza moved the adoption of amendments.

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

At 1:23 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

ASSEMBLY BILL NO. 128 (Morrow)—An act to add Section 29550.4 to the Government Code, relating to booking fees.

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

AYES—59

Ackerman	Cunneen	Leonard	Prenter
Aguiar	Davis	Machado	Pringle
Alby	Figueroa	Margett	Richter
Alquist	Firestone	Martinez	Runner
Ashburn	Frusetta	Miller	Scott
Baldwin	Goldsmith	Morrissey	Sweeney
Battin	Granlund	Morrow	Takasugi
Baugh	Havice	Napolitano	Thompson
Bordonaro	Hertzberg	Olberg	Torlakson
Bowler	House	Oller	Vincent
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Campbell	Kuykendall	Papan	Woods
Cardenas	Leach	Perata	Mr. Speaker
Cardoza	Lempert	Poochigian	

NOES—15

Aroner	Honda	McClintock	Villaraigosa
Bowen	Knox	Migden	Washington
Caldera	Kuehl	Strom-Martin	Wright
Escutia	Mazzoni	Thomson	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1414 (Cardenas)—An act to amend Section 57079 of, and to add Section 57180 to, the Government Code, relating to local government organization.

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

AYES—69

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

NOES—3

Kuehl	Sweeney	Wright

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Assembly Bill No. 826—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. 1551 (Committee on Insurance)—An act to amend Section 665 of the Insurance Code, relating to insurance.

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

Assembly Bill No. 1551 Passed Temporarily

By unanimous consent Assembly Bill No. 1551 was passed temporarily on file.

ASSEMBLY BILL NO. 332 (Figueroa)—An act to amend Sections 703.140 and 704.100 of the Code of Civil Procedure, relating to debtor-creditor relations.

Bill read third time.

Assembly Bill No. 332 Passed and Retained

By unanimous consent Assembly Bill No. 332 was passed on file, to retain its place on file.

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

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

AYES—54

Aguiar	Escutia	Kuykendall	Shelley
Alquist	Firestone	Lempert	Strom-Martin
Baca	Floyd	Machado	Sweeney
Battin	Frusetta	Martinez	Takasugi
Bordonaro	Goldsmith	Mazzoni	Thompson
Bowen	Granlund	Migden	Thomson
Brewer	Havice	Morrissey	Torlakson
Brown	Hertzberg	Morrow	Villaraigosa
Caldera	Honda	Napolitano	Vincent
Cardenas	House	Ortiz	Washington
Cardoza	Kaloogian	Pacheco	Wildman
Cunneen	Keeley	Papan	Mr. Speaker
Davis	Knox	Perata	
Ducheny	Kuehl	Scott	

NOES—11

Ackerman	Campbell	Olberg	Richter
Baldwin	Figueroa	Oller	Woods
Baugh	McClintock	Pringle	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 591: Assembly Member Figueroa, from "Aye" to "No".

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Assembly Bills Nos. 1324 and 363—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. 620 (Baugh)—An act to add Section 11105.6 to the Penal Code, relating to criminal records.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Baugh 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.

ADJOURN IN MEMORY

Assembly Members Villaraigosa and Ortiz were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of former State Capitol employee, Sandra Jensen, the first person with Down's Syndrome to receive a heart and lung transplant.

BILLS REMOVED FROM CONSENT CALENDAR

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

Assembly Bill No. 712, on request of Assembly Member Pringle.

ADJOURN IN MEMORY

Assembly Member Prenter was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jack Schulze, Principal of Arvin High School, Arvin.

CAUCUS ANNOUNCEMENTS

At 2:10 p.m., Assembly Member Shelley was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 2:10 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 2:20 p.m., the Assembly reconvened.

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

MESSAGES FROM THE SENATE

Senate Chamber, May 27, 1997

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

Assembly Bill No. 114

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

Above bill ordered enrolled.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Caldera announced his intention to request that Assembly Bill No. 1039 be removed from the inactive file.

SPECIAL COMMITTEE MEETINGS

Assembly Member Caldera was granted unanimous consent that the Committee on Revenue and Taxation 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 Bills Nos. 470 and 215 for hearing, and without objection the House continued to convene in Floor session.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 620

At 2:21 p.m., on motion of Assembly Member Baugh, 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. 620

Assembly Member Baugh 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. 620, and that the bill be passed on file, to retain its place on file.

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

ASSEMBLY BILL NO. 1214 (Figueroa)—An act to add Section 32121.15 to the Health and Safety Code, relating to local health care districts.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Granlund withdrew his amendments to Assembly Bill No. 1214.

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.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1578, on request of Assembly Member Ducheny.

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

ASSEMBLY BILL NO. 713 (Caldera)—An act to amend Sections 18640, 18648, 19008, 19049, 19064, 19104, 19111, 19132, 19280, 19290, 19503, 19717, 21013, 21016, and 21019 of, to add Sections 21022, 21023, 21024, 21025, 21026, and 21027 to, and to repeal Section 18525 of, the Revenue and Taxation Code, relating to taxation.

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

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1178 (Davis)—An act to amend Section 17533.6 of, and to add Sections 17537.8 and 17537.9 to, the Business and Professions Code, relating to unfair practices.

Bill read third time.

Motion to Amend

Assembly Member Davis moved the adoption of amendments.

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

CONSIDERATION OF ASSEMBLY BILL NO. 633 BY UNANIMOUS CONSENT

Assembly Member Cardenas was granted unanimous consent to take up Assembly Bill No. 633, out of order.

ASSEMBLY BILL NO. 633 (Cardenas)—An act to add Section 15337.5 to the Government Code, relating to small business, 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 Cardenas moved a call of the Assembly.

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

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

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

ASSEMBLY BILL NO. 1128 (Miller)—An act to add and repeal Section 10061.3 of the Public Utilities Code, relating to municipally owned utilities.

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

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 187 (Keeley)—An act to add Section 4582.85 to the Public Resources Code, relating to forest practices.

Bill read third time.

Motion to Amend

Assembly Member Keeley moved the adoption of amendments.

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

ASSEMBLY BILL NO. 392 (Granlund)—An act to amend Section 41220 of the Health and Safety Code, relating to air pollution.

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

AYES—68

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

NOES—1

Martinez

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 392: Assembly Member Havice, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1310 (Wayne)—An act to amend, repeal, and add Section 41512.7 of the Health and Safety Code, relating to air pollution.

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

AYES—51

Aguiar	Ducheny	Lempert	Strom-Martin
Alquist	Escutia	Machado	Sweeney
Aroner	Figueroa	Mazzoni	Thomson
Ashburn	Firestone	Migden	Torlakson
Baca	Frusetta	Miller	Villaraigosa
Bowen	Goldsmith	Napolitano	Vincent
Brown	Granlund	Ortiz	Washington
Caldera	Hertzberg	Pacheco	Wayne
Campbell	Honda	Papan	Wildman
Cardenas	Keeley	Perata	Woods
Cardoza	Knox	Richter	Wright
Cunneen	Kuehl	Scott	Mr. Speaker
Davis	Kuykendall	Shelley	

NOES—22

Ackerman	Brewer	McClintock	Pringle
Alby	Havice	Morrissey	Runner
Battin	House	Morrow	Takasugi
Baugh	Kaloogian	Olberg	Thompson
Bordonaro	Leach	Oller	
Bowler	Martinez	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1227 (Granlund)—An act to amend Section 798.37 of, and to add Sections 798.22.5 and 798.29.7 to, the Civil Code, relating to mobilehome parks.

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

AYES—62

Aguiar	Davis	Leach	Poochigian
Alby	Ducheny	Lempert	Richter
Alquist	Escutia	Leonard	Scott
Aroner	Figueroa	Machado	Shelley
Ashburn	Firestone	Margett	Strom-Martin
Baca	Frusetta	Mazzoni	Sweeney
Battin	Granlund	McClintock	Thomson
Baugh	Havice	Migden	Torlakson
Bordonaro	Hertzberg	Miller	Villaraigosa
Bowen	Honda	Morrissey	Vincent
Bowler	House	Morrow	Washington
Brewer	Kaloogian	Napolitano	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Pacheco	Mr. Speaker
Cardenas	Kuehl	Papan	
Cardoza	Kuykendall	Perata	

NOES—11

Ackerman	Cunneen	Oller	Thompson
Baldwin	Goldsmith	Runner	Woods
Campbell	Martinez	Takasugi	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1227: Assembly Member Prenter, from "No" to "Not Voting".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1268 (Granlund)—An act to add Section 1361.5 to the Civil Code, relating to common interest developments.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:52 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. 1527, on request of Assembly Member Brown.

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

ASSEMBLY BILL NO. 246 (Lempert)—An act to amend Sections 116.220 and 116.231 of the Code of Civil Procedure, relating to small claims court.

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

AYES—56

Ackerman	Cunneen	Lempert	Scott
Aguiar	Davis	Leonard	Shelley
Alquist	Escutia	Machado	Strom-Martin
Aroner	Figueroa	Martinez	Sweeney
Baca	Firestone	Mazzoni	Takasugi
Battin	Frusetta	Morrissey	Thompson
Bordonaro	Goldsmith	Napolitano	Thomson
Bowen	Havice	Oller	Torlakson
Brewer	Hertzberg	Ortiz	Villaraigosa
Brown	Honda	Papan	Vincent
Caldera	House	Perata	Wayne
Campbell	Keeley	Prenter	Wildman
Cardenas	Kuehl	Pringle	Wright
Cardoza	Kuykendall	Richter	Mr. Speaker

NOES—13

Alby	Bowler	Miller	Woods
Ashburn	Granlund	Morrow	
Baldwin	Leach	Pacheco	
Baugh	McClintock	Poochigian	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 55—Passed on file.

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

ASSEMBLY BILL NO. 99 (Runner)—An act to amend, repeal, and add Section 19.8 of, and to add and repeal Section 652 of, the Penal Code, relating to body piercing.

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

AYES—73

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

NOES—3

Bowen	Martinez	Migden

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 131 (Ortiz)—An act to amend Sections 12001 and 12071 of, and to add Section 12036 to, the Penal Code, relating to firearms.

Bill read third time.

Motion to Amend

Assembly Member Ortiz moved the adoption of amendments.

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

ASSEMBLY BILL NO. 174 (Napolitano)—An act to amend Section 4935 of, and to add Section 730 to, the Business and Professions Code, relating to healing arts.

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

AYES—69

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

NOES—5

Cardoza	Leonard	McClintock
House	Martinez	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 191 (Napolitano)—An act to add and repeal Section 51220.6 of the Education Code, relating to domestic violence prevention education, and making an appropriation therefor.

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

AYES—43

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

NOES—27

Ackerman	Bowler	Kaloogian	Poochigian
Alby	Brewer	Leach	Pringle
Ashburn	Campbell	Leonard	Runner
Baldwin	Firestone	McClintock	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrow	Woods
Bordonaro	House	Oller	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 207—Passed on file.

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

ASSEMBLY BILL NO. 227 (Richter)—An act to amend Section 1342.1 of the Health and Safety Code, relating to health care service plans, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

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

NOES—2

Bowen	Martinez

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

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

NOES—2

Bowen	Martinez

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 317 (Ortiz)—An act to amend Section 11465.5 of the Welfare and Institutions Code, relating to human services.

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

AYES—74

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

NOES—1

McClintock

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 445—Passed on file.

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

ASSEMBLY BILL NO. 447 (Kuykendall)—An act to amend Sections 10148, 10170.4, 10170.5, 10226, 10236.2, and 10250.3 of, to amend and repeal Sections 10208.5, 10210, 10213.5, 10213.6, 10215, 10222, and 11011 of, and to add Section 10226.5 to, the Business and Professions Code, to amend Section 1920 of, and to repeal Sections 1918 and 1919 of, the Civil Code, to repeal Sections 35815 and 35816 of the Health and Safety Code, and to repeal Section 28 of Chapter 416 of the Statutes of 1993, relating to real estate.

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

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bills Nos. 466 and 467—Passed on file.

At 3:12 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

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

ASSEMBLY BILL NO. 529 (Baldwin)—An act to amend Section 13332.18 of the Government Code, relating to state funds.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 3:12 p.m.

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

ASSEMBLY BILL NO. 533 (Knox)—An act to add Chapter 10.5 (commencing with Section 13895) to Title 6 of Part 4 of the Penal Code, relating to crime prevention.

Bill read third time.

Demand for Previous Question

Assembly Members Washington, Brown, Figueroa, Martinez, and Papan demanded the previous question.

Point of Order

Assembly Member Kaloogian arose to the following point of order:

After an author has closed debate the demand for the previous question is not in order.

Ruling by Assistant Speaker pro Tempore Baca

The Assistant 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—46

Ackerman	Cunneen	Leach	Shelley
Alby	Davis	Lempert	Sweeney
Aroner	Figueroa	Machado	Thomson
Ashburn	Frusetta	Martinez	Torlakson
Baca	Goldsmith	Miller	Vincent
Bowen	Havice	Napolitano	Washington
Bowler	Hertzberg	Ortiz	Wayne
Brown	Honda	Papan	Wildman
Caldera	House	Perata	Wright
Campbell	Keeley	Poochigian	Mr. Speaker
Cardenas	Knox	Richter	
Cardoza	Kuehl	Scott	

NOES—23

Baldwin	Granlund	Migden	Prenter
Battin	Kaloogian	Morrissey	Pringle
Baugh	Kuykendall	Morrow	Runner
Bordonaro	Leonard	Olberg	Takasugi
Escutia	Mazzoni	Oller	Woods
Firestone	McClintock	Pacheco	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 533: Assembly Member Ortiz, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 603 (Kuykendall)—An act to amend Sections 9650, 9650.3, 9653, 9701.5, and 9757 of, and to add Section 9656.25 to, the Business and Professions Code, and to amend Sections 8550, 8725, 8731, 8733, and 8733.5 of the Health and Safety Code, relating to cemeteries.

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

AYES—70

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

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 603: Assembly Member Kaloogian, from "No" to "Not Voting".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 658 (Scott)—An act to amend Section 20057 of the Government Code, relating to public employees, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Scott moved the adoption of amendments.

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

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

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

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 702 (Villaraigosa)—An act to add Section 19271.5 to the Revenue and Taxation Code, relating to child support.

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

AYES—46

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

NOES—14

Ackerman	Campbell	Miller	Thompson
Alby	Goldsmith	Morrow	Woods
Bordonaro	House	Olberg	
Bowler	Leonard	Pringle	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 721—Passed on file.

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

ASSEMBLY BILL NO. 752 (Migden)—An act to amend Section 22958 of, and to add Section 22961 to, the Business and Professions Code, relating to tobacco.

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

AYES—58

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

NOES—8

Ackerman	Bowler	McClintock	Morrow
Ashburn	Leonard	Morrissey	Runner

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 754 (Kuykendall)—An act to add Section 10229 to the Business and Professions Code, and to add Section 25102.5 to the Corporations Code, relating to real estate.

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

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 757 (Escutia)—An act to add Section 24507 to the Health and Safety Code, relating to infant safety.

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

AYES—66

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

NOES—5

Ackerman	Leonard	Morrow
Granlund	McClintock	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 789 (Cardenas)—An act to add Section 1276.4 to the Health and Safety Code, relating to long-term health care facilities.

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

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 823 (Papan)—An act to amend Section 2052 of the Business and Professions Code, to add Section 1368.07 to the Health and Safety Code, and to add Section 10140.7 to the Insurance Code, relating to health care.

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

AYES—49

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

NOES—18

Ackerman	Brewer	Kuykendall	Runner
Alby	Firestone	McClintock	Takasugi
Baugh	Granlund	Miller	Thompson
Bordonaro	House	Olberg	
Bowler	Kaloogian	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 823: Assembly Member Takasugi, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 829 (Thomson)—An act to amend Sections 914, 933, and 933.05 of, and to add Sections 924.5 and 938.4 to, the Penal Code, relating to grand juries.

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

AYES—69

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

NOES—5

Brewer	Martinez	Pacheco
Goldsmith	McClintock	

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 835, on request of Assembly Member Wright.

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

ASSEMBLY BILL NO. 856 (Hertzberg)—An act to add Title 7.5 (commencing with Section 14020) to Part 4 of the Penal Code, relating to crime prevention, and making an appropriation therefor.

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

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 892 (Escutia)—An act to amend Section 2815.1 of the Business and Professions Code, and to amend Sections 128230, 128280, 128330, 128335, 128345, 128350, 128355, 128375, 128385, 128395, 128435, 128445, and 128450 of, to amend the heading of Article 1 (commencing with Section 128330) of Chapter 5 of, and to amend the heading of Chapter 5 (commencing with Section 128330) of, Part 5 of Division 107 of, the Health and Safety Code, relating to nursing.

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

AYES—69

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

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 892: Assembly Member Campbell, from "No" to "Aye"; Assembly Members Kaloogian and Oller, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

At 4 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

ASSEMBLY BILL NO. 1015 (Knox)—An act to amend Section 6425 of the Labor Code, relating to occupational safety and health.

Bill read third time.

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, 4:10 p.m.

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

ASSEMBLY BILL NO. 1016 (Hertzberg)—An act to amend Section 832.5 of the Penal Code, relating to peace officers.

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

AYES—72

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1053 (Thomson)—An act to amend Sections 1367.3 and 1367.35 of the Health and Safety Code, relating to health care service plans.

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

AYES—70

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

NOES—5

Ackerman	McClintock	Thompson
Kaloogian	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1210 (Wright)—An act to add Section 8264.7 to the Education Code, relating to child care.

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

AYES—47

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

NOES—24

Ackerman	Brewer	Leonard	Poochigian
Baldwin	Goldsmith	McClintock	Prenter
Battin	Granlund	Miller	Pringle
Baugh	House	Morrow	Richter
Bordonaro	Kaloogian	Olberg	Runner
Bowler	Leach	Oller	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1233 (Granlund)—An act to add Section 101.5 to the Elections Code, and to add Section 84200.12 to the Government Code, relating to statewide initiatives.

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

AYES—60

Alquist	Escutia	Martinez	Scott
Aroner	Figueroa	Mazzoni	Shelley
Ashburn	Firestone	Miller	Strom-Martin
Baca	Goldsmith	Morrissey	Sweeney
Baldwin	Granlund	Morrow	Takasugi
Battin	Havice	Napolitano	Thompson
Bowler	Hertzberg	Olberg	Thomson
Brewer	Honda	Oller	Torlakson
Brown	Kaloogian	Pacheco	Villaraigosa
Caldera	Keeley	Papan	Vincent
Campbell	Kuehl	Perata	Wayne
Cardenas	Kuykendall	Poochigian	Wildman
Cardoza	Lempert	Prenter	Woods
Cunneen	Machado	Pringle	Wright
Davis	Margett	Runner	Mr. Speaker

NOES—8

Ackerman	House	Leonard	Migden
Bordonaro	Knox	McClintock	Richter

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1321 (Alquist)—An act to add and repeal Article 12.5 (commencing with Section 51840) of Chapter 5 of Part 28 of the Education Code, relating to education, and making an appropriation therefor.

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

AYES—60

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

NOES—10

Ackerman	Brewer	Leonard	Thompson
Baugh	Granlund	McClintock	
Bowler	House	Richter	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 1453—Passed on file.

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

~~**ASSEMBLY BILL NO. 1456 (Wright)**—An act to amend Section 44225 of, and to add Section 44259.3 to, the Education Code, relating to teacher credentialing.~~

~~Bill read third time.~~

(NOTE: Later this day, the action was rescinded and the record expunged whereby Assembly Bill No. 1456 was passed, and whereby the bill was ordered transmitted to the Senate. See page 1999.)

ASSEMBLY BILL NO. 1505 (Ashburn)—An act to add Section 1018 to the Fish and Game Code, relating to water facilities.

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

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1560 (Scott)—An act to add Section 8825.5 to the Health and Safety Code, relating to cemeteries, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Scott moved the adoption of amendments.

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

ASSEMBLY BILL NO. 334 (Wildman)—An act to add Section 30055.5 to the Government Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Wildman 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. 339—Passed on file.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 1088 (Committee on Judiciary)—An act to amend Sections 69892.1, 73077, and 73084.4 of the Government Code, relating to courts.

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. 1224 (**Thomson**)—An act to amend Sections 53340, 53356.5, and 53359.5 of, and to add Sections 53344.1, 53344.2, 53351.1, and 53356.8 to, the Government Code, and to amend Section 8832 of the Streets and Highways Code, relating to local government bonds.

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 CONCURRENT RESOLUTION NO. 19 (**Brulte**)—Relative to New South Wales, Australia.

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

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

SENATE CONCURRENT RESOLUTION NO. 41 (**Rainey**)—Relative to Mentoring Awareness Month.

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

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

Consent Calendar Roll Call

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

AYES—76

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

NOES—None

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 620

ASSEMBLY BILL NO. 620 (**Baugh**)—An act to add Section 11105.6 to the Penal Code, relating to criminal records.

Bill read third time.

Motion to Amend

Assembly Member Baugh moved the adoption of amendments.

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

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

ASSEMBLY BILL NO. 11 (Escutia)—An act to amend Section 5650 of the Fish and Game Code, relating to water pollution, and making an appropriation therefore.

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

AYES—58

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

NOES—10

Baugh	Campbell	McClintock	Thompson
Bowler	Granlund	Olberg	
Brewer	Leonard	Pringle	

Bill ordered transmitted to the Senate.

At 4:40 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 58 (Escutia)—An act to amend Section 62000.8 of the Education Code, relating to special education.

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

AYES—66

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

NOES—5

Leonard	Miller	Runner
McClintock	Pacheco	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 446 (Pacheco)—An act to amend Section 190 of the Penal Code, relating to crimes.

Bill read third time.

Rules Temporarily Suspended

Assembly Member Pacheco was granted unanimous consent that Assembly Rule 69(b) be suspended to permit consideration of proposed amendments to Assembly Bill No. 446.

Motion to Amend

Assembly Member Pacheco moved the adoption of amendments.

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

ASSEMBLY BILL NO. 573 (Kuehl)—An act to amend Section 10161.8 of the Business and Professions Code, to amend Section 19271 of the Revenue and Taxation Code, and to amend Section 11475.1 of, and to add Section 11475.7 to, the Welfare and Institutions Code, relating to child support.

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

AYES—48

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

NOES—25

Ackerman	Bowler	Leonard	Runner
Alby	Brewer	Miller	Takasugi
Ashburn	Floyd	Morrow	Thompson
Baldwin	Granlund	Olberg	Wright
Battin	House	Oller	
Baugh	Kaloogian	Poochigian	
Bordonaro	Leach	Pringle	

Bill ordered transmitted to the Senate.

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

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Cardenas 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.

ASSEMBLY BILL NO. 398 (Floyd)—An act to add Section 69954.5 to the Government Code, relating to court reporters.

~~Bill read third time, and refused passage by the following vote:~~

~~AYES—29~~

~~Ackerman~~	~~Frusetta~~	~~Morrissey~~	~~Takasugi~~
~~Aroner~~	~~Goldsmith~~	~~Napolitano~~	~~Thomson~~
~~Ashburn~~	~~Hertzberg~~	~~Ortiz~~	~~Torlakson~~
~~Brown~~	~~Keeley~~	~~Pacheco~~	~~Vincent~~
~~Campbell~~	~~Machado~~	~~Papan~~	~~Washington~~
~~Cardenas~~	~~Martinez~~	~~Poochigian~~	
~~Figueroa~~	~~Mazzoni~~	~~Shelley~~	
~~Floyd~~	~~Migden~~	~~Strom-Martin~~	

~~NOES—23~~

~~Alby~~	~~Brewer~~	~~Leonard~~	~~Oller~~
~~Baca~~	~~Cardoza~~	~~Margett~~	~~Runner~~
~~Baldwin~~	~~Granlund~~	~~McClintock~~	~~Thompson~~
~~Baugh~~	~~Havice~~	~~Miller~~	~~Wayne~~
~~Bowen~~	~~House~~	~~Morrow~~	~~Woods~~
~~Bowler~~	~~Kaloogian~~	~~Olberg~~	

(NOTE: On June 5, 1997, the action was rescinded whereby Assembly Bill No. 398 was refused passage. See page 2601.)

ASSEMBLY BILL NO. 483 (Floyd)—An act to amend Sections 27802 and 40000.15 of, and to add Section 27804 to, the Vehicle Code, relating to vehicles.

Bill read third time.

Additional Time for Debate Requested

Assembly Member Floyd requested that he be granted additional time for debate.

Unanimous consent was withheld.

Motion to Temporarily Suspend the Rules

Assembly Member Floyd moved that the Rules be temporarily suspended for the purpose of permitting him additional time for debate.

Assembly Member Pacheco seconded the motion.

Rules temporarily suspended by the following vote:

AYES—65

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

NOES—3

Bowler	House	Thompson

The question being on the passage of the bill.

Bill refused passage by the following vote:

AYES—27

Alquist	Keeley	Napolitano	Torlakson
Caldera	Knox	Papan	Villaraigosa
Escutia	Kuehl	Scott	Washington
Floyd	Lempert	Shelley	Wayne
Havice	Machado	Strom-Martin	Wildman
Hertzberg	Mazzoni	Sweeney	Wright
Honda	Migden	Thomson	

NOES—39

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

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 483: Assembly Member Ducheny, from "Aye" to "No".

ASSEMBLY BILL NO. 1167 (Floyd)—An act to amend Sections 98.1, 98.6, 210, and 225.5 of, and to add Section 1186 to, the Labor Code, relating to employment.

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

AYES—42

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

NOES—34

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

Bill ordered transmitted to the Senate.

At 5:13 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

BILLS CONSIDERED ENGROSSED

Speaker pro Tempore Kuehl was granted unanimous consent that the following bills be considered engrossed:

Assembly Bills Nos. 28 and 1040.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Mazzoni announced that the Committee on Education would meet today, upon adjournment of Floor session, prior to the Democratic Caucus.

JOINT RULE 62(a) WAIVED

Assembly Member Migden was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 1610 and 1612 for hearing in the Committee on Appropriations pending re-referral from the Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Education

Date of Hearing: May 27, 1997

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 1610
Assembly Bill No. 1612

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

MAZZONI, Chairwoman

Above bills re-referred to the Committee on Appropriations.

RE-REFERENCE OF BILLS

Assembly Member Hertzberg was granted unanimous consent that Assembly Bill No. 741 be re-referred from the Committee on Public Safety to the Committee on Appropriations.

SPECIAL COMMITTEE MEETINGS

Assembly Member Villaraigosa was granted unanimous consent that the Special Committee on School Facilities Finance be permitted to hold a special meeting on Wednesday, May 28, 1997, at 5 p.m.

NOTICE OF INTENTION TO REMOVE BILLS FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Scott announced his intention to request that Assembly Bill No. 247 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Battin announced his intention to request that Assembly Bill No. 229 be removed from the inactive file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 279 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Battin gave notice that he would move to withdraw Assembly Bill No. 279 from the Committee on Water, Parks and Wildlife.

RECORD EXPUNGED AND ACTION RESCINDED ON ASSEMBLY BILL NO. 1456

Assembly Member Battin was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken earlier this day on Assembly Bill No. 1456 (Assembly Journal, page 1992).

Further Consideration of Assembly Bill No. 1456

ASSEMBLY BILL NO. 1456 (Wright)—An act to amend Section 44225 of, and to add Section 44259.3 to, the Education Code, relating to teacher credentialing.

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

AYES—43

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

NOES—25

Ackerman	Frusetta	Morrissey	Runner
Ashburn	Goldsmith	Morrow	Takasugi
Baldwin	House	Olberg	Thompson
Battin	Kaloogian	Oller	Woods
Baugh	Margett	Pacheco	
Bordonaro	McClintock	Poochigian	
Brewer	Miller	Pringle	

Bill ordered transmitted to the Senate.

ADJOURN IN MEMORY

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 Donald Bridgman, of Newport Beach.

Assembly Member Leach was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Wilford W. "Bill" Russell, of Orinda.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Keeley announced his intention to request that Assembly Bill No. 491 be removed from the inactive file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 633

At 5:18 p.m., on motion of Assembly Member Cardenas, 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 Keeley moved to continue the 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.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1268

At 5:20 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.

Assembly Bill No. 1268 passed by the following vote:

AYES—50

Aguiar	Campbell	Leonard	Pringle
Alby	Cardenas	Margett	Takasugi
Alquist	Cardoza	Martinez	Thomson
Ashburn	Figueroa	McClintock	Torlakson
Baldwin	Frusetta	Miller	Villaraigosa
Battin	Granlund	Morrissey	Vincent
Baugh	Havice	Morrow	Washington
Bordonaro	Hertzberg	Olberg	Wildman
Bowen	House	Oller	Woods
Bowler	Kaloogian	Pacheco	Wright
Brewer	Keeley	Papan	Mr. Speaker
Brown	Kuykendall	Poochigian	
Caldera	Leach	Prenter	

NOES—17

Ackerman	Goldsmith	Migden	Sweeney
Aroner	Honda	Napolitano	Wayne
Cunneen	Kuehl	Ortiz	
Escutia	Lempert	Richter	
Firestone	Mazzoni	Strom-Martin	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 529

At 5:23 p.m., on motion of Assembly Member Baldwin, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 529 passed by the following vote:

AYES—45

Ackerman	Campbell	Margett	Richter
Aguiar	Cardoza	McClintock	Runner
Alby	Cunneen	Miller	Takasugi
Alquist	Firestone	Morrissey	Thompson
Ashburn	Frusetta	Morrow	Torlakson
Baca	Goldsmith	Olberg	Vincent
Baldwin	Granlund	Oller	Wildman
Battin	House	Pacheco	Woods
Baugh	Kaloogian	Papan	Mr. Speaker
Bordonaro	Kuykendall	Poochigian	
Bowler	Leach	Prenter	
Brewer	Leonard	Pringle	

NOES—26

Bowen	Havice	Mazzoni	Thomson
Brown	Honda	Migden	Villaraigosa
Caldera	Keeley	Napolitano	Washington
Davis	Knox	Ortiz	Wayne
Ducheny	Kuehl	Perata	Wright
Escutia	Machado	Shelley	
Figueroa	Martinez	Strom-Martin	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1015

At 5:24 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. 1015 passed by the following vote:

AYES—42

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

NOES—33

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

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 650

At 5:24 p.m., on motion of Assembly Member Cardenas, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 650 passed by the following vote:

AYES—42

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

NOES—28

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

Bill ordered transmitted to the Senate.

CAUCUS ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that the Democratic Caucus would meet at 5:45 p.m., in the Assembly Lounge.

ANNOUNCEMENT OF CONFERENCE COMMITTEE MEETING

Assembly Member Aroner announced that the Conference Committee on Welfare Reform scheduled for today is cancelled.

Assembly Member Aroner announced that the Conference Committee on Welfare Reform would meet tomorrow upon adjournment of the Committee on Appropriations.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER ASSEMBLY BILL NO. 667 WAIVED

Assembly Member Olberg waived his motion to reconsider the vote whereby Assembly Bill No. 667 was passed.

Assembly Bill No. 667 ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 633

At 5:26 p.m., on motion of Assembly Member Keeley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 633 refused passage by the following vote:

AYES—39

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

NOES—35

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

Motion to Reconsider Assembly Bill No. 633 on Next Legislative Day

Assembly Member Cardenas moved to reconsider on Thursday, May 29, 1997, the vote whereby Assembly Bill No. 633 was this day refused passage.

Assembly Bill No. 633 ordered to the unfinished business file.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER ASSEMBLY BILL NO. 435 CONTINUED

Assembly Member Ducheny was granted unanimous consent that the motion to reconsider the vote on Assembly Bill No. 435 be continued until Thursday, May 29, 1997.

BILLS PASSED ON FILE

Assembly Bills Nos. 690, 125, 400, 29, 574, 682, 1052, 1138, and **1139**—Passed on file.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Assembly Bills Nos. 201 and **456**—Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.

VOTE ADDS

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

Assembly Bill No. 221: Battin, Baugh, Bowen, Firestone, Kuehl, McClintock, Morrissey, and Olberg—Aye.

Assembly Bill No. 378: Bordonaro, Cunneen, Knox, Kuehl, and Perata—Aye; Bowen—No.

Assembly Joint Resolution No. 3, Baca Amendments: Bowen—Aye; Bordonaro and Cunneen—No.

Assembly Bill No. 32: Bordonaro, Davis, Lempert, Olberg, and Scott—Aye; Richter—No.

Assembly Bill No. 128: Baugh, Machado, Olberg, and Papan—Aye; Bowen and Migden—No.

Assembly Bill No. 1414: Baugh, Bowen, Davis, Morrow, and Scott—Aye.

Assembly Bill No. 591: Bordonaro, Bowen, Cunneen, Lempert, and Martinez—Aye; Olberg—No.

Assembly Bill No. 713: Bowen and Goldsmith—Aye.

Assembly Bill No. 1128: Bowen, Cunneen, and Machado—Aye.

Assembly Bill No. 392: Bowen—Aye; Martinez—No.

Assembly Bill No. 1310: Bowen—Aye; Bordonaro and Martinez—No.

Assembly Bill No. 1227: Ashburn, Bowen, Firestone, and Machado—Aye; Cunneen, Goldsmith, and Martinez—No.

Assembly Bill No. 246: Bowen, Cunneen, Davis, Firestone, Goldsmith, Kuykendall, Machado, and Martinez—Aye; Ashburn—No.

Assembly Bill No. 99: Ashburn and Pacheco—Aye; Bowen and Martinez—No.

Assembly Bill No. 174: Ashburn, Baugh, Bowen, Morrissey, Morrow, and Pacheco—Aye; Martinez—No.

Assembly Bill No. 191: Morrissey—Aye; Ashburn and Goldsmith—No.

Assembly Bill No. 227 and Urgency: Cardenas, Lempert, Pacheco, and Wayne—Aye; Bowen—No.

Assembly Bill No. 317: Baugh, Granlund, Migden, and Pacheco—Aye.

Assembly Bill No. 447: Baugh and Goldsmith—Aye.

Assembly Bill No. 533: Cardenas and Machado—Aye; Bordonaro, Migden, and Olberg—No.

Assembly Bill No. 603: Ashburn, Goldsmith, Kuehl, Migden, and Napolitano—Aye.

Assembly Bill No. 662: Cardenas, Kuehl, and Olberg—Aye.

Assembly Bill No. 702: Firestone—Aye; Campbell and Morrow—No.

Assembly Bill No. 752: Alby and Firestone—Aye; Morrow—No.

Assembly Bill No. 754: Machado and Poochigian—Aye.

Assembly Bill No. 757: Baugh, Bowen, and Poochigian—Aye; Morrow—No.

Assembly Bill No. 823: Cunneen, Morrow, and Woods—Aye; Baugh, Brewer, Miller and Olberg—No.

Assembly Bill No. 829: Ashburn, Baldwin, Baugh, Cunneen, and Davis—Aye

Assembly Bill No. 856: Ashburn, Baugh, Cunneen, Davis, and Kuehl—Aye.

Assembly Bill No. 892: Ashburn, Baugh, Cunneen, and Morrow—Aye.

Assembly Bill No. 1016: Alby and Baugh—Aye.

Assembly Bill No. 1053: Baugh—Aye.

Assembly Bill No. 1210: Campbell and Kuykendall—Aye; Baugh, Goldsmith, and Granlund—No.

Assembly Bill No. 1233: Martinez and Olberg—Aye; Bordonaro—No.

Assembly Bill No. 1321: Campbell, Goldsmith and Martinez—Aye.

Assembly Bill No. 1505: Olberg—Aye.

Assembly Bill No. 11: Goldsmith—Aye; Baugh, Campbell, and Olberg—No.

Assembly Bill No. 58: Baugh—Aye

Assembly Bill No. 573: Goldsmith and Honda—Aye.

Assembly Bill No. 398: Martinez—Aye; Olberg—No.

Assembly Bill No. 483: Escutia—Aye; Baca and Bowen—No.

Assembly Bill No. 1456: Wright—Aye; Woods—No.

Assembly Bill No. 1268: Bowen—Aye.

MOTION TO ADJOURN

At 5:28 p.m., Assembly Member House moved that the Assembly do now adjourn.

Assembly Member Martinez seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 5:29 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 59—Woods. Relative to the Big Bar and Big Flat Historical Monument.

ASSEMBLY CONCURRENT RESOLUTION NO. 60—Baldwin. Relative to the George R. Volland Memorial Bridge.

MESSAGES FROM THE SENATE

Senate Chamber, May 27, 1997

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

Senate Bill No. 138
Senate Bill No. 230
Senate Bill No. 251
Senate Bill No. 263
Senate Bill No. 296
Senate Bill No. 461
Senate Bill No. 472
Senate Bill No. 482
Senate Bill No. 491
Senate Bill No. 495
Senate Bill No. 508
Senate Bill No. 513
Senate Bill No. 527
Senate Bill No. 544
Senate Bill No. 558
Senate Bill No. 571
Senate Bill No. 625
Senate Bill No. 698
Senate Bill No. 705
Senate Bill No. 708
Senate Bill No. 772
Senate Bill No. 819
Senate Bill No. 825
Senate Bill No. 827
Senate Bill No. 882
Senate Bill No. 904
Senate Bill No. 937
Senate Bill No. 946
Senate Bill No. 948
Senate Bill No. 972
Senate Bill No. 974
Senate Bill No. 980
Senate Bill No. 1040
Senate Bill No. 1042
Senate Bill No. 1052
Senate Bill No. 1086
Senate Bill No. 1135
Senate Bill No. 1146
Senate Bill No. 1153
Senate Bill No. 1159

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

Senate Chamber, May 27, 1997

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

Senate Bill No. 1179
Senate Bill No. 1212
Senate Bill No. 1336
Senate Bill No. 1349

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

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 138—An act to amend Sections 54952.2, 54953, 54954, 54954.1, 54954.2, and 54956 of the Government Code, relating to open meetings.

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

SENATE BILL NO. 251—An act to add Chapter 12 (commencing with Section 5860) to Division 5 of the Public Resources Code, relating to forest resources, and making an appropriation therefor.

SENATE BILL NO. 263—An act to amend Sections 714, 7149.2, and 13005 of, and to add Section 3031.2 to, the Fish and Game Code, relating to fish and game, and making an appropriation therefor.

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

SENATE BILL NO. 461—An act to amend Sections 3057.5, 3059, and 3090 of, and to add Sections 3060, 3090.1, 3096.6, 3096.7, and 3107.1 to, the Business and Professions Code, relating to optometry, and making an appropriation therefor.

SENATE BILL NO. 472—An act to amend Sections 6453 and 6455 of, and to repeal Section 6456 of, the Fish and Game Code, relating to fish, and making an appropriation therefor.

SENATE BILL NO. 482—An act to amend Sections 900.7, 7015, and 12752 of, and to repeal Sections 901, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, and 921 of the Insurance Code, relating to insurance.

SENATE BILL NO. 491—An act to add Chapter 17 (commencing with Section 7440) to Title 7 of Part 3 of the Penal Code, relating to prisons.

SENATE BILL NO. 495—An act to amend Section 2655 of the Unemployment Insurance Code, relating to unemployment disability, and making an appropriation therefor.

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

SENATE BILL NO. 513—An act to add Section 12001.1 to the Penal Code, relating to firearms.

SENATE BILL NO. 527—An act to add Sections 10232.9, 10232.93, and 10232.96 to the Insurance Code, relating to insurance.

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

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

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

SENATE BILL NO. 625—An act to add Section 1367.20 to the Health and Safety Code, relating to health care service plans.

SENATE BILL NO. 698—An act to amend Sections 42291, 42292, 42293, and 42297 of, to add Section 42290.5 to, and to add and repeal Sections 42291.5 and 42294.1 of, the Public Resources Code, relating to solid waste.

SENATE BILL NO. 705—An act to amend Sections 1621.5 and 120290 of, and to add Sections 120291 and 120292 to, the Health and Safety Code, relating to human immunodeficiency virus.

SENATE BILL NO. 708—An act to amend Sections 17291 and 17405 of, and to repeal Sections 17290, 17405, 39141.10, and 39304.5 of, the Education Code, relating to school facilities, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 772—An act to amend Sections 44012, 44036, and 44036.2 of, and to add Section 44012.5 to, the Health and Safety Code, relating to air pollution.

SENATE BILL NO. 819—An act to amend Section 94892.5 of the Education Code, relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 825—An act to amend Sections 7000.5, 7011, 7155.5, 7156, 7157, and 7159 of the Business and Professions Code, relating to contractors.

SENATE BILL NO. 827—An act to amend Sections 2701, 2708, 2841, 2842, 2847, 2873.6, 2873.7, 2881, 2890, 2893, 2894, 4001, 4003, 4008, 4501, 4503, 4800, 4804.5, 5510, 5514, 5517, 5526, 5536.27, 8520, 8528, and 8616.4 of, to amend and repeal Sections 5566, 5566.1, and 5566.2 of, and to add Sections 473.15, 473.6, 4013, and 4808.5 to, the Business and Professions Code, relating to licensed professionals.

SENATE BILL NO. 882—An act to amend Section 290 of the Penal Code, relating to sex offenders.

SENATE BILL NO. 904—An act to add Section 18925 to the Welfare and Institutions Code, relating to human services.

SENATE BILL NO. 937—An act to amend Sections 2716 and 3003 of, to add Article 1.5 (commencing with Section 2850) to Chapter 6 of Part 3 of, and to repeal Section 2862 of, the Penal Code, and to amend Section 634.5 of the Unemployment Code, relating to prisoners.

SENATE BILL NO. 946—An act to amend Sections 87103, 87303, 89506, 91005, and 91011 of, and to add Section 87209 to, the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 948—An act to amend Section 885.060 of the Civil Code, relating to real property.

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

SENATE BILL NO. 974—An act to amend Sections 17032.3, 17060, 17062, and 17063 of the Education Code, relating to school facilities.

SENATE BILL NO. 980—An act to add and repeal Chapter 3.6 (commencing with Section 13827) of Title 6 of Part 4 of the Penal Code, relating to crime prevention.

SENATE BILL NO. 1040—An act to amend Sections 13143 and 17920.8 of the Health and Safety Code, relating to building standards.

SENATE BILL NO. 1042—An act to amend Sections 1030, 1032, and 1256 of the Unemployment Insurance Code, relating to unemployment compensation.

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

SENATE BILL NO. 1086—An act to amend Section 21701 of, and to add Section 21701.1 to, the Business and Professions Code, relating to business regulation.

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

SENATE BILL NO. 1146—An act to amend Section 1025 of the Penal Code, relating to criminal procedure.

SENATE BILL NO. 1153—An act to amend Section 990.8 of, and to add Section 6512.2 to, the Government Code, relating to insurance.

SENATE BILL NO. 1159—An act to amend, repeal, and add Section 820.9 of the Government Code, relating to governmental tort liability.

SENATE BILL NO. 1179—An act to add Section 40059.1 to the Public Resources Code, relating to solid waste.

SENATE BILL NO. 1212—An act to amend Section 11517 of the Government Code, relating to administrative adjudication.

SENATE BILL NO. 1336—An act to amend Section 8842 of, and to add Article 17.5 (commencing with Section 8585) to Chapter 2 of Part 3 of Division 6 of, the Fish and Game Code, relating to commercial fishing, and making an appropriation therefor.

SENATE BILL NO. 1349—An act to amend Sections 4001, 4002, 4003, 4004, 4005, 4007, 4008, 4017, 4018, 4021, 4022, 4023, 4024, 4025, 4028, 4029, 4030, 4031, 4033, 4034, 4037, 4040, 4043, 4051, 4052, 4053, 4054, 4055, 4056, 4057, 4058, 4059, 4060, 4061, 4062, 4063, 4064, 4070, 4071, 4072, 4073, 4074, 4076, 4077, 4080, 4081, 4082, 4100, 4101, 4102, 4103, 4110, 4111, 4112, 4113, 4114, 4115, 4116, 4117, 4118, 4119, 4120, 4122, 4130, 4131, 4132, 4133, 4137, 4138, 4143, 4144, 4150, 4160, 4161, 4162, 4163, 4164, 4170, 4174, 4175, 4180, 4182, 4191, 4192, 4197, 4200, 4201, 4202, 4205, 4231, 4232, 4300, 4301, 4303, 4305, 4307, 4309, 4311, 4312, 4320, 4321, 4322, 4326, 4331, 4333, 4339, 4341, 4360, 4361, 4369, 4370, 4372, 4400, 4401, and 4402 of, to add Sections 4025.1, 4032.5, 4059.5, 4078, 4104, 4105, 4119.5, 4125, 4136.5, 4165, 4166, 4167, 4305.5, 4306.5, 4313, and 4345 to, to repeal Sections 4009, 4020, 4186, 4230, and 4233 of, and to repeal and add Sections 4016 and 4136 of, the Business and Professions Code, and to amend Sections 11122 and 11150 of the Health and Safety Code, relating to pharmacy, and making an appropriation therefor.

REPORTS OF STANDING COMMITTEES

Committee on Budget

Date of Hearing: May 27, 1997

Mr. Speaker: Your Committee on Budget reports:

Assembly Bill No. 107

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

DUCHENY, Chairwoman

Above bill ordered to second reading.

INTRODUCTION OF GUESTS

Assembly Member Papan, of the 19th Assembly District, introduced former Member of the Assembly, Bob Campbell.

ADJOURNMENT

At 10:55 p.m., pursuant to the motion by Assembly Member House, the Assembly adjourned until 7 a.m., Wednesday, May 28, 1997, out of respect to the memory of Marie Patricia Aguerre, Angela Legazcue, and June Marie Godinho, on motion of Assembly Member Aguiar; out of respect to the memory of Charles McCandless, on motion of Assembly Member Campbell; out of respect to the memory of Mariano "Babe" Pulli, on motion of Assembly Member Wayne; out of respect to the memory of Sandra Jensen, on motion of Assembly Members Villaraigosa and Ortiz; out of respect to the memory of Jack Schulze, on motion of Assembly Member Prenter; out of respect to the memory of Donald Bridgman, on motion of Assembly Member Brewer; and out of respect to the memory of Wilford W. "Bill" Russell, on motion of Assembly Member Leach.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MAY 27, 1997

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

AB	RN
131	9713583
187	9714539
278	9714582
287	9714341
334	9714204
375	9714331
411	9714153
446	9714563
488	9714466
593	9714318
620	
658	9714660
705	9712678
831	9714032
865	9714203
925	9714398
941	9714413
1020	9714347
1029	9714493
1099	9713922
1152	9714425
1178	9714359
1214	9714384
1245	9714162
1301	9714197
1319	9714447
1334	9714323
1520	9714102
1560	9714661

ACA	RN
14	9714393

AJR	RN
3	9714441

SB	RN
212	9713530
250	9712413
1192	9714536

SJR	RN
20	9714369

Daily Total: 35
Cumulative Total: 1899

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

AJR

3 (Olberg amendments—Set 1, 9714506, laid upon the table.)

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, May 28, 1997

SEVENTY-EIGHTH SESSION DAY

ONE 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
Wednesday, May 28, 1997

The Assembly met at 7 a.m.

Hon. Bruce Thompson, Assembly Member, 66th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The following were placed upon the morning roll call—79:

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

Quorum present.

At 2:05 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 Member was granted leave of absence for the day:

On legislative business: Assembly Member Murray.

(NOTE: For letter explaining the absence of Assembly Member Murray on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Tuesday, May 27, 1997.

COMMUNICATIONS

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

May 27, 1997

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

Dear Mr. Wilson: Please be advised that pursuant to Education Code Sec. 15909, (Ch. 1010, 1976 Stats.), I have named Assembly Member Antonio Villaraigosa to serve on the State School Building Finance Committee. The effective date of the appointment is May 22, 1997, and this is a pleasure appointment. Assembly Member Villaraigosa will be replacing Assembly Member Steven Kuykendall.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 27, 1997

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

Dear Mr. Wilson: Please be advised that pursuant to Education Code (Ch. 1010, 1976), I have named Assembly Member Kerry Mazzoni to serve on the Education Commission of the States. The effective date of the appointment is May 22, 1997, and this is a pleasure appointment.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 27, 1997

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

Dear Mr. Wilson: Please be advised that pursuant to Education Code Sec. 15909, (Ch. 1010, 1976 Stats.), I have named Assembly Member Jack Scott to serve on the State School Building Finance Committee. The effective date of the appointment is May 22, 1997, and this is a pleasure appointment. Assembly Member Scott will be replacing Assembly Member Brooks Firestone.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 27, 1997

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

Dear Mr. Wilson: Please be advised, effective May 22, 1997, I have made a new appointment to the California Transportation Commission. I have appointed Assembly Member Kevin Murray. Assembly Member Murray will serve as an ex-officio member, and this is a pleasure appointment.

Assembly Member Murray will be replacing Assembly Member Larry Bowler.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 27, 1997

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

Dear Mr. Wilson: Please be advised that pursuant to the Military and Veterans Code Sec. 1310, I have named Assembly Member Joe Baca to serve on the Veterans Memorial Commission. The effective date of the appointment is May 22, 1997, and this is a pleasure appointment. Assembly Member Baca will be replacing Assembly Member Steven Kuykendall.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 28, 1997

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

Dear Dotson: Please be advised that I am appointing Assemblymember Virginia Strom-Martin to the Conference Committee on Assembly Bills 1006, 1400 and 1501 to replace Assemblymember Valerie Brown for Wednesday, May 28, 1997 only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, May 28, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(3) as it relates to Assembly Bill No. 655.

DENISE MORENO DUCHENY

Assembly Chamber, May 28, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(2) as it relates to Assembly Bill No. 241.

DENISE MORENO DUCHENY

Assembly Chamber, May 28, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(3) and (a)(7) as it relates to Assembly Bill No. 1439.

MARTIN GALLEGOS

Assembly Chamber, May 28, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(2), (a)(3), (a)(5), and (a)(7) as it relates to Assembly Bill No. 1055.

MARTIN GALLEGOS

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 61—Baca. Relative to military base closures.

ASSEMBLY CONCURRENT RESOLUTION NO. 62—Baca. Relative to military base retention.

ASSEMBLY CONCURRENT RESOLUTION NO. 63—Prenter and Oller (Principal coauthors: Leach, Miller, Morrissey, and Woods). Relative to peace officers.

Above requests ordered transmitted to the Committee on Rules.

ASSEMBLY JOINT RESOLUTION NO. 29—Baca. Relative to military base closures.

HOUSE RESOLUTION NO. 33—Shelley. Relative to USA Rugby's "Test Series '97."

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 28, 1997

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

Assembly Bill No. 287
Assembly Bill No. 375
Assembly Bill No. 488
Assembly Bill No. 831
Assembly Bill No. 865
Assembly Bill No. 925
Assembly Bill No. 941
Assembly Bill No. 1020
Assembly Bill No. 1029
Assembly Bill No. 1099
Assembly Bill No. 1152
Assembly Bill No. 1301
Assembly Bill No. 1334

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 28, 1997

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

Assembly Bill No. 131
Assembly Bill No. 187
Assembly Bill No. 334
Assembly Bill No. 46
Assembly Bill No. 593
Assembly Bill No. 620
Assembly Bill No. 658
Assembly Bill No. 1178
Assembly Bill No. 1214
Assembly Bill No. 1319
Assembly Bill No. 1560

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, May 28, 1997

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

Assembly Joint Resolution No. 3

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, May 28, 1997

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

Assembly Bill No. 426
Assembly Bill No. 611
Assembly Bill No. 797
Assembly Bill No. 1470

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 28, 1997

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

Assembly Bill No. 114

And reports the same correctly enrolled, and presented to the Governor at 2:45 p.m., May 28, 1997.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS
Committee on Education

May 28, 1997

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

Senate Bill No. 376

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

MAZZONI, Chairwoman

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

Bill read second time; author's amendments, 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

May 28, 1997

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 338

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

DAVIS, Chairwoman

SENATE BILL NO. 338—An act to amend Section 1812.623 of the Civil Code, relating to rental purchase contracts.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

May 28, 1997

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

Assembly Bill No. 319
Assembly Bill No. 651
Assembly Bill No. 1021

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

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 319—An act to add Section 4130.1 to the Public Resources Code, relating to fire protection, 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. 651—An act to add Section 1463.30 to the Penal Code relating to motor 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. 1021—An act relating to the Korean American Museum, 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

May 28, 1997

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

Assembly Bill No. 762

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

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 762—An act to amend Sections 11837, 11837.1, 11837.2, and 11837.4 of the Health and Safety Code, to amend Section 1170.1 of, and to add Section 1463.24 to, the Penal Code, and to amend Sections 13352, 14602.6, 23103.5, 23160, 23161, 23165, 23166, 23170, 23171, 23175, 23176, 23180, 23181, 23185, 23186, 23190, 23191, 23195, 23198, 23200, 23246, and 23247 of, and to add Sections 4760.2, 14601.9, 14602.7, 14603.5, 23196.5, 23207.5, and 42001.15 to the Vehicle Code, relating to vehicles.

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

AUTHOR'S AMENDMENTS
Committee on Insurance

May 28, 1997

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

Assembly Bill No. 1524

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

FIGUEROA, Chairwoman

ASSEMBLY BILL NO. 1524—An act to amend Sections 12340.3, 12397.5, and 12401.8 of, and to repeal Section 12397 of, the Insurance Code, relating to title insurance.

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

AUTHOR'S AMENDMENTS

Committee on Public Safety

May 28, 1997

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

Senate Bill No. 122

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

HERTZBERG, Chairman

SENATE BILL NO. 122—An act to amend Section 273 of the Penal Code, relating to adoption.

Bill read 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

May 28, 1997

Mr. Speaker: Your Committee on Human Services reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 113

ARONER, Chairwoman

Above bill ordered filed with the Chief Clerk.

Committee on Labor and Employment

May 27, 1997

Mr. Speaker: Your Committee on Labor and Employment reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 869

FLOYD, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Higher Education

May 20, 1997

Mr. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 456

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

LEMPERT, 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. 831, 865, 1301, 1334, 287, 488, 925, 941, 1020, 1029, 1099, 1152, and **375,** ordered to third reading.

(NOTE: Later this day Assembly Bill No. 1334 was re-referred to the Committee on Appropriations.)

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 618—An act to amend Sections 980 and 1196 of the Penal Code, relating to bench warrants.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1368—An act to add Chapter 9 (commencing with Section 44275) to Part 5 of Division 26 of the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1492—An act relating to air pollution.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 590—An act to add Sections 3332.1 and 4051.1 to the Food and Agricultural Code, and to add Section 25909 to the Government Code, relating to fairs.

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. 605—An act to amend Sections 2073.3, 2073.5, and 2074 of, and to add Section 2073.7 to, the Fish and Game Code, relating to endangered species, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on 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. 689—An act to amend Section 12078 of the Penal Code, relating to firearms.

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

ASSEMBLY BILL NO. 1209—An act to amend Section 22352 of, and to add Section 22352.1 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, and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 551—An act to add Section 29100.9 to, and to add Chapter 2.3 (commencing with Section 16125) to Part 1 of Division 4 of Title 2 of, the Government Code, and to amend Sections 252, 255.2, 273, and 273.5 of, to repeal Article 3 (commencing with Section 280) of Chapter 1 of Part 2 of Division 1 of, and to repeal and add Section 205.1 of, the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

ASSEMBLY BILL NO. 909—An act to amend Sections 211, 454.2, 460.3, 460.7, 561, 588, and 730.3 of, to add Sections 225.5, 226.5, and 491.2 to, and to add Article 3 (commencing with Section 1051) to Chapter 5 of Part 1 of Division 1 of, the Public Utilities Code, relating to carriers.

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. 1547—An act to repeal Section 1326 of the Code of Civil Procedure, and to amend Sections 14669, 14670, and 16302.1 of, to add Sections 1154, 16301.6, 16301.7, and 16301.8 to, and to repeal Sections 13940, 13941, 13942, 13943, 13943.1, and 13943.2 of, the Government Code, relating to state government.

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

ASSEMBLY BILL NO. 439—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, 17262, 17308, 17350, 17427, 17488, 17581, 32212, 33350, 35160.5, 35177, 35184, 35294.1, 35335, 37222, 37223, 37253, 38000, 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 and 52319 of, to amend and repeal Sections 8261, 8269, 8277, 8287, 8391, 8900, 10505, 10607, 12001, 35179.7, 38047, 44591, 44639, 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, 38047.5, 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, 17241, 17242, 17321, 17322, 17342, 17365, 17366, 17374, 17380, 17387, 17485, 17577, 17598, 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, 38055, 38057, 38081, 38090, 38119, 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 38065) of Chapter 2 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 77500) 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.

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. 698—An act to add and repeal Chapter 3.7 (commencing with Section 15379.92) of Part 6.7 of Division 3 of Title 2 of the Government Code, relating to small business.

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. 107—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

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

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of Joint Rule 10.5, the following bill was ordered re-referred to the Committee on Appropriations:

Assembly Bill No. 1334.

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 Bill No. 15, on request of Assembly Member Knox;
Assembly Bill No. 1039, on request of Assembly Member Caldera;
Assembly Bill No. 491, on request of Assembly Member Keeley;
Assembly Bill No. 247, on request of Assembly Member Scott;
Assembly Bill No. 229, on request of Assembly Member Battin.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

MOTION TO RECONSIDER ASSEMBLY BILL NO. 633 CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 633 was continued until the next legislative day.

MESSAGES FROM THE SENATE

Senate Chamber, May 28, 1997

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

Assembly Joint Resolution No. 24

And respectfully requests the Assembly to concur in said amendments.

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

Above resolution ordered to unfinished business file.

Senate Chamber, May 28, 1997

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

Assembly Bill No. 979

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, May 28, 1997

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

Senate Bill No. 8
Senate Bill No. 187
Senate Bill No. 233
Senate Bill No. 247
Senate Bill No. 272
Senate Bill No. 288
Senate Bill No. 319
Senate Bill No. 517
Senate Bill No. 567
Senate Bill No. 814
Senate Bill No. 912
Senate Bill No. 940
Senate Bill No. 1009
Senate Bill No. 1062
Senate Bill No. 1111
Senate Bill No. 1115
Senate Bill No. 1145
Senate Bill No. 1243
Senate Bill No. 1292

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

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 8—An act to add Sections 19815.5, 19815.8, and 19824, to, to repeal Sections 19445, 19809, 19816, 19822.1, 19823.1, 19941, and 19950.2 of, to repeal and add Sections 19810, 19811, 19812, 19813, 19814, 19817, 19820, 19821, 19822, 19823, 19841, 19842, 19846, 19847, 19848, 19850, 19851, 19852, 19853, 19854, 19856, 19857, 19858, 19858.7, 19860, 19862, 19863, 19864, 19871, 19872, 19882, 19883, 19910.5, 19911, 19912, 19913, 19915, 19918, 19920, 19921, 19933.5, 19942, 19959.5, and 19960.2 to, to repeal and add Article 3 (commencing with Section 19830) and Article 8 (commencing with Section 19900) of Chapter 5 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, repeal, and add Section 337j to, the Penal Code, relating to gambling.

SENATE BILL NO. 187—An act to amend, renumber, and repeal Section 35294.1 of, to add Section 35294.2 to, and to add and repeal Sections 35294.1, 35294.6, 35294.7, 35294.8, and 35294.9 to, the Education Code, relating to school safety.

SENATE BILL NO. 233—An act to amend Section 1256 of the Unemployment Insurance Code, relating to unemployment compensation benefits.

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

SENATE BILL NO. 272—An act to add Section 733.1 to the Insurance Code, relating to insurance.

SENATE BILL NO. 288—An act to amend Sections 4980.34, 4992.1, 4996.1, 4996.3, and 4996.4 of the Business and Professions Code, relating to healing arts.

SENATE BILL NO. 319—An act to amend Section 1057.6 of, and to add Sections 1057.61 and 1057.62 to, the Civil Code, and to add Section 12340.12 to the Insurance Code, relating to title insurance.

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

SENATE BILL NO. 567—An act to amend Section 130051 of, and to add Chapter 6 (commencing with Section 130600) to Division 12 of, the Public Utilities Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 814—An act to add Section 1379.1 to the Health and Safety Code, relating to health care coverage.

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

SENATE BILL NO. 940—An act to amend Sections 136.1 and 186.22 of the Penal Code, relating to crimes.

SENATE BILL NO. 1009—An act to amend Section 14092.15 of, and to add Sections 14087.62 and 14452.1 to, the Welfare and Institutions Code, relating to human services.

SENATE BILL NO. 1062—An act to add Section 1367.20 to the Health and Safety Code, relating to health care service plans.

SENATE BILL NO. 1111—An act to amend Section 1799.111 of the Health and Safety Code, relating to health care.

SENATE BILL NO. 1115—An act to amend Sections 13352, 23166, 23186, 23235, 23246, and 23247 of, to amend the heading of Article 4.5 (commencing with Section 23246) of Chapter 12 of Division 11 of, to add Section 23249.1 to, to repeal and add Sections 13352.5 and 23249 of, to repeal Article 4.5 (commencing with Section 23246) of Chapter 12 of Division 11 of, and to repeal Sections 23167 and 23187 of, the Vehicle Code, relating to vehicles.

SENATE BILL NO. 1145—An act to amend Sections 6140 and 6140.4 of the Business and Professions Code, relating to the State Bar of California.

SENATE BILL NO. 1243—An act to amend Sections 1636.5 and 1724 of the Business and Professions Code, and to amend Section 4 of Chapter 1299 of the Statutes of 1992, relating to dentistry, and making an appropriation therefor.

SENATE BILL NO. 1292—An act to add Section 1373.31 to the Health and Safety Code, relating to health care service plans.

MESSAGES FROM THE SENATE

Senate Chamber, May 28, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senator Karnette vice Senator Thompson to the Committee on Conference concerning:

Assembly Bill No. 1006
Assembly Bill No. 1400
Assembly Bill No. 1501

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

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: May 28, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1610

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

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: May 28, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1612

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

MIGDEN, Chairwoman

Above bill ordered to second reading.

COMMITTEE ROOM CHANGE

The Committee on Public Safety was permitted to meet henceforth in Room 126 instead of Room 444, as previously scheduled.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 8:30 a.m., Thursday, May 29, 1997.

CRUZ M. BUSTAMANTE, Speaker

ROCEL BETTENCOURT, Acting Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MAY 28, 1997

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

AB	RN
107	
319	9714647
439	9714344
551	9714279
590	9714351
605	9714386
651	9714337
689	9714305
698	9714333
762	9714266
909	9714617
1021	9714580
1209	9714353
1524	9714593
1547	9714336

SB	RN
122	9714296
338	9714505
376	9714548

Daily Total:	**18**
Cumulative Total:	**1917**

CALIFORNIA LEGISLATURE

1999–2000 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, May 29, 1997

SEVENTY-NINTH SESSION DAY

ONE HUNDRED SEVENTY-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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, May 29, 1997

The Assembly met at 8:33 a.m.

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

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Thompson moved a quorum call of the Assembly.

Motion carried. Time, 8:34 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 9:05 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

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

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

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Assembly Member Liz Figueroa, of the 20th Assembly District:

Lord God, Your word and Your truth are the basis for all our actions. We praise You for Your presence among us and invoke Your blessing upon the legislators assembled here. May our efforts glorify Your name and serve the best interests of the people of this great state, in fidelity to Your word and Your truth.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, 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 Olberg, 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 Murray.

Because of illness: Assembly Member Margett.

(NOTE: For letter explaining the absence of Assembly Member Murray on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Tuesday, May 27, 1997.

COMMUNICATIONS
CONFERENCE COMMITTEE

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

May 28, 1997

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

Dear Dotson: Please be advised that I am appointing Assemblymember Fred Keeley to the Conference Committee on Assembly Bills 1006, 1400 and 1501 to replace Assemblymember Antonio Villaraigosa for Wednesday, May 28, 1997 only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

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

May 29, 1997

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

Dear Dotson: Please be advised that I am appointing Assemblymember Mike Honda to the Assembly Budget Committee to replace Assemblymember Antonio Villaraigosa for today, May 29, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 29, 1997

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

Dear Dotson: Please be advised that I am appointing Assemblymember Tom Torlakson to the Conference Committee on Assembly Bills 1006, 1400 and 1501 to replace Assemblymember Carole Migden for Friday, May 30, 1997 only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

May 29, 1997

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

Dear Dotson: Please be advised that I am appointing Assemblymember Virginia Strom-Martin to the Conference Committee on Assembly Bills 1006, 1400 and 1501 to replace Assemblymember Antonio Villaraigosa for Friday, May 30, 1997 only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

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

May 27, 1997

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

Dear Mr. Wilson: Please be advised that the following donation has been received by the Assembly Rules Committee in connection with the May 6, 1997, International Trade Conference held in Sacramento:

Source:	California Chamber of Commerce
Amount:	$1,071
Purpose:	International Trade Conference
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.

Sincerely,

JON WALDIE
Chief Administrative Officer

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 29, 1997

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

Assembly Bill No. 590
Assembly Bill No. 605
Assembly Bill No. 689
Assembly Bill No. 698
Assembly Bill No. 1209
Assembly Bill No. 1547

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 29, 1997

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

Assembly Bill No. 1164

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, May 29, 1997

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

Assembly Bill No. 278
Assembly Bill No. 319
Assembly Bill No. 411
Assembly Bill No. 651
Assembly Bill No. 705
Assembly Bill No. 1021
Assembly Bill No. 1245
Assembly Bill No. 1520
Assembly Bill No. 1524

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 29, 1997

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

Assembly Bill No. 551

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, May 29, 1997

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

Assembly Constitutional Amendment No. 4

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, May 28, 1997

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

Assembly Concurrent Resolution No. 44

And reports the same correctly enrolled, and presented to the Secretary of State on the 28th day of May, 1997, at 3 p.m.

E. DOTSON WILSON, Chief Clerk

REPORTS OF STANDING COMMITTEES

Committee on Housing and Community Development

Date of Hearing: May 22, 1997

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 1342

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

TORLAKSON, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: May 28, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 103
Assembly Bill No. 117
Assembly Bill No. 134
Assembly Bill No. 153
Assembly Bill No. 158
Assembly Bill No. 196
Assembly Bill No. 234
Assembly Bill No. 308
Assembly Bill No. 327
Assembly Bill No. 374
Assembly Bill No. 382
Assembly Bill No. 397
Assembly Bill No. 399
Assembly Bill No. 405
Assembly Bill No. 409
Assembly Bill No. 412
Assembly Bill No. 437
Assembly Bill No. 450
Assembly Bill No. 525
Assembly Bill No. 536
Assembly Bill No. 550
Assembly Bill No. 604
Assembly Bill No. 663
Assembly Bill No. 664
Assembly Bill No. 681
Assembly Bill No. 717
Assembly Bill No. 722
Assembly Bill No. 738
Assembly Bill No. 745
Assembly Bill No. 749
Assembly Bill No. 812
Assembly Bill No. 830

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 28, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 889
Assembly Bill No. 938
Assembly Bill No. 940
Assembly Bill No. 976
Assembly Bill No. 992
Assembly Bill No. 1002
Assembly Bill No. 1017
Assembly Bill No. 1040
Assembly Bill No. 1164
Assembly Bill No. 1181
Assembly Bill No. 1195
Assembly Bill No. 1198
Assembly Bill No. 1230
Assembly Bill No. 1251
Assembly Bill No. 1256
Assembly Bill No. 1291
Assembly Bill No. 1302
Assembly Bill No. 1338
Assembly Bill No. 1341
Assembly Bill No. 1353
Assembly Bill No. 1387
Assembly Bill No. 1395
Assembly Bill No. 1423
Assembly Bill No. 1481
Assembly Bill No. 1508
Assembly Bill No. 1521
Assembly Bill No. 1532
Assembly Bill No. 1568
Assembly Bill No. 1569

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 28, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Constitutional Amendment No. 4

With the recommendation: Be adopted.

MIGDEN, Chairwoman

Above resolution ordered to second reading.

Date of Hearing: May 28, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 75
Assembly Bill No. 205
Assembly Bill No. 268
Assembly Bill No. 330
Assembly Bill No. 388
Assembly Bill No. 404
Assembly Bill No. 421
Assembly Bill No. 553
Assembly Bill No. 581
Assembly Bill No. 622
Assembly Bill No. 723
Assembly Bill No. 727
Assembly Bill No. 770
Assembly Bill No. 874
Assembly Bill No. 922
Assembly Bill No. 980
Assembly Bill No. 996
Assembly Bill No. 1061
Assembly Bill No. 1211
Assembly Bill No. 1325
Assembly Bill No. 1390
Assembly Bill No. 1432
Assembly Bill No. 1467
Assembly Bill No. 1480
Assembly Bill No. 1558
Assembly Bill No. 1559

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.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 28, 1997

Mr. Speaker: Your Committee on Appropriations reports;

Assembly Bill No. 179
Assembly Bill No. 310
Assembly Bill No. 323
Assembly Bill No. 376
Assembly Bill No. 426
Assembly Bill No. 560
Assembly Bill No. 640
Assembly Bill No. 984
Assembly Bill No. 1027
Assembly Bill No. 1096
Assembly Bill No. 1173
Assembly Bill No. 1507
Assembly Bill No. 1511

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 21, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1303

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

MIGDEN, Chairwoman

Above bill ordered to second reading.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 488, on request of Assembly Member Caldera.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Thomson announced her intention to request that Assembly Bills Nos. 197 and 826 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Gallegos announced his intention to request that Assembly Bill No. 768 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Figueroa announced her intention to request that Assembly Bill No. 489 be removed from the inactive file.

RECESS

By unanimous consent, at 9:13 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Members Richter and Hertzberg introduced his brother Raymond Richter, his sister Mary Richter Galeana, and his brother-in-law Obdulio Galeana, whereupon he presented a resolution to them in honor of the 103rd birthday of their mother Bertha Mae Richter. The Members of the Assembly joined in extending best wishes for a joyous birthday celebration.

* * *

Assembly Member Ortiz introduced Wing Fat, Lina Fat, Tom Fat, and Weyland Fat. She then presented a resolution to the Fat family memorializing the late Frank S. Fat, legendary restaurateur and civic leader, for his illustrious record of personal, professional and civic achievements. Assembly Member Ortiz was joined by the Members of the Assembly in conveying deepest sympathy to bereaved family members and friends.

Tom Fat and Weyland Fat then addressed the assemblage.

REASSEMBLED

At 9:17 a.m., the Assembly reconvened.

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

ADJOURN IN HONOR

Assembly Members Campbell and Alquist were granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the 65th Wedding Anniversary of Art and Eva Bergstrom, of Laguna Hills.

ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that the Committee on Appropriations would meet on Friday, May 30, 1997, at 8:30 a.m., and that the Floor session would convene upon adjournment of Appropriations.

ADJOURN IN MEMORY

Assembly Member Napolitano was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mary Agnes Wayne, of Whittier; and Amanda Carrillo, of Montebello

Assembly Member Battin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Nancy Smith, of Brawley.

Assembly Members Ashburn and Prenter were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lois Elizabeth Downing, of Bakersfield.

Assembly Member Cardenas was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Vardui Abgaryan, Graham Haybird, and James Granger, of North Hollywood.

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 George Colouris, Founder, Southern California Home and Garden Show, Newport Beach.

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. 439, 698, and **107,** ordered to third reading;

Assembly Bills Nos. 590, 605, 689, 1209, and **1547,** ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1610—An act to amend Section 45125 of, and to add Section 45125.1 to, the Education Code, relating to school 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. 1612—An act to add Sections 44380.1 and 45122.1 to the Education Code, relating to school employees, 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.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 456—An act to add Section 81371.5 to the Education Code, and to amend Section 2 of Chapter 7 of the 1995–96 Second Extraordinary Session, relating to postsecondary education.

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

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
ASSEMBLY BILL NO. 435 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Ducheny was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 435 was refused passage; and that the bill be placed upon the inactive file.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Ducheny announced her intention to request that Assembly Bill No. 1564 be removed from the inactive file.

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

ASSEMBLY BILL NO. 304 (Scott)—An act to amend Sections 12023, 12025, and 12031 of the Penal Code, relating to firearms.

Bill read third time.

Motion to Amend

Assembly Member Scott moved the adoption of amendments.

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

ASSEMBLY BILL NO. 701 (Caldera)—An act to amend Section 19551 of the Revenue and Taxation Code, relating to taxation.

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

AYES—42

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

NOES—33

Ackerman	Brewer	Leach	Prenter
Aguiar	Campbell	Leonard	Pringle
Alby	Cardoza	McClintock	Runner
Ashburn	Cunneen	Miller	Takasugi
Baldwin	Frusetta	Morrissey	Thompson
Battin	Granlund	Morrow	Woods
Baugh	Havice	Olberg	
Bordonaro	House	Oller	
Bowler	Kaloogian	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 794 (Figueroa)—An act to amend Section 2052 of the Business and Professions Code, to amend Section 1363.5 of, and to add Section 1368.07 to, the Health and Safety Code, and to add Sections 791.28 and 10140.7 to the Insurance Code, relating to health care.

Bill read third time.

Point of Personal Privilege

Assembly Member Granlund arose to a point of personal privilege.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order not well-taken.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—50

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

NOES—22

Ackerman	Campbell	Miller	Pringle
Ashburn	Granlund	Morrow	Runner
Baldwin	House	Olberg	Takasugi
Baugh	Kaloogian	Oller	Woods
Bordonaro	Leonard	Poochigian	
Brewer	McClintock	Prenter	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1472 (Thomson)—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.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Thomson 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.

BILLS PASSED ON FILE

Assembly Constitutional Amendment No. 11—Passed on file.

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

ASSEMBLY JOINT RESOLUTION NO. 3 (Baca)—Relative to the Delhi Sands Flower-loving fly.

Resolution read.

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, 9:51 a.m.

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

ASSEMBLY BILL NO. 1319 (Alquist)—An act to add and repeal Section 80.1 of the Revenue and Taxation Code, relating to taxation.

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

AYES—73

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

NOES—1

McClintock

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 1359—Passed on file.

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

ASSEMBLY BILL NO. 593 (Cardoza)—An act to add Sections 27643 and 27644 to the Food and Agricultural Code, relating to food.

Bill read third time.

Assembly Bill 593 Passed Temporarily

By unanimous consent Assembly Bill No. 593 was passed on file.

ASSEMBLY BILL NO. 1551 (Committee on Insurance)—An act to amend Section 665 of the Insurance Code, relating to insurance.

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.

ASSEMBLY BILL NO. 332 (Figueroa)—An act to amend Sections 703.140 and 704.100 of the Code of Civil Procedure, relating to debtor-creditor relations.

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.

ASSEMBLY JOINT RESOLUTION NO. 13 (Havice)—Relative to a balanced budget amendment.

Resolution read.

Motion to Amend by Assembly Member Olberg

Assembly Member Olberg moved the adoption of amendments of 25 words or less.

Amendments read.

Point of Order

Assembly Member Villaraigosa arose to the following point of order:

Assembly Member Olberg is not speaking to the proposed amendments before the Body.

Point of Order

Assembly Member Floyd arose to the following point of order:

The proposed Olberg amendments to Assembly Joint Resolution No. 13 are not on his Desk.

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the correct proposed amendments were being placed upon the Members' desks by the Sergeant-at-Arms.

Parliamentary Inquiry

Assembly Member Battin arose to the following parliamentary inquiry:

Did the Chair represent that the proposed Olberg amendments of 25 words or less, are in order?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied in the affirmative.

CAUCUS ANNOUNCEMENTS

At 10:11 a.m., Assembly Member Villaraigosa was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

At 10:12 a.m., Assembly Member Battin announced that the Republican Caucus would meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 10:12 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 10:38 a.m., the Assembly reconvened.

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

FURTHER CONSIDERATION OF OLBERG AMENDMENTS TO ASSEMBLY JOINT RESOLUTION NO. 13

Motion to Table Olberg Amendments to Assembly Joint Resolution No. 13

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Olberg to Assembly Joint Resolution No. 13 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—38

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

NOES—35

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

Motion to Temporarily Suspend the Rules

Assembly Member Floyd moved that Assembly Rules 104 and 106 be temporarily suspended for the purpose of permitting vote adds or changes to the roll call vote taken on the motion to table Olberg amendments to Assembly Joint Resolution No. 13, if objection is raised by any Member.

Assembly Member Escutia seconded the motion.

Motion for temporary suspension of the Rules lost by the following vote:

AYES—39

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

NOES—35

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

Objection to Vote Adds

Assembly Member Olberg withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Villaraigosa motion to table Olberg amendments to Assembly Joint Resolution No. 13.

The question being on the adoption of the resolution.

Resolution adopted by the following vote:

AYES—44

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

NOES—10

Ackerman	Campbell	McClintock	Runner
Ashburn	Kaloogian	Miller	
Caldera	Leonard	Olberg	

Resolution ordered transmitted to the Senate.

Objection to Vote Adds

Assembly Member Scott withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Joint Resolution No. 13.

Motion to Temporarily Suspend the Rules

Assembly Member Floyd moved that Assembly Rules 104 and 106 be temporarily suspended for the purpose of permitting vote adds or vote changes on the roll call vote taken on Assembly Joint Resolution No. 13, after objection was raised.

Assembly Member Morrissey seconded the motion.

Motion for temporary suspension of the Rules lost by the following vote:

AYES—6

Campbell	Leonard	Morrow
Havice	Morrissey	Runner

NOES—11

Ashburn	Caldera	McClintock	Takasugi
Battin	Floyd	Oller	Woods
Brewer	House	Pringle	

ASSEMBLY BILL NO. 620 (Baugh)—An act to add Section 11105.6 to the Penal Code, relating to criminal records.

Bill read third time.

Point of Personal Privilege

Assembly Member Floyd arose to a point of personal privilege.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order not well-taken.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Baugh 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.

ADJOURN IN MEMORY

Assembly Member Wildman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Officer Charles Lazzaretto, of the Glendale Police Department.

JOINT RULE 62(a) WAIVED

Assembly Member Migden 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 on Friday, May 30, 1997:

Assembly Bills Nos. 381, 424, 551, 556, 607, 677, 805, 909, 991, 1190, 1245, 1334, 1412, 1417, 1470, 1510, and 1520.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Migden announced her intention to request that Assembly Bill No. 65 be removed from the inactive file.

CONSIDERATION OF ASSEMBLY BILL NO. 1610 BY UNANIMOUS CONSENT

Assembly Member Ortiz was granted unanimous consent to take up Assembly Bill No. 1610, without reference to file, for purpose of consideration at this time.

Resolutions

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Ortiz.

Resolved, That Assembly Bill No. 1610 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage, and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—76

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

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Third Reading of Assembly Bill No. 1610

ASSEMBLY BILL NO. 1610 (Ortiz)—An act to amend Section 45125 of, and to add Section 45125.1 to, the Education Code, relating to school 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—77

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF ASSEMBLY BILL NO. 1612, BY UNANIMOUS CONSENT

Assembly Member Alby was granted unanimous consent to take up Assembly Bill No. 1612, without reference to file, for purpose of consideration at this time.

Resolutions

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Alby.

Resolved, That Assembly Bill No. 1612 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage, and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—76

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

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Third Reading of Assembly Bill No. 1612

ASSEMBLY BILL 1612 (Alby)—An act to add Sections 44380.1 and 45122.1 to the Education Code, relating to school employees, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate immediately.

At 11:19 a.m., Assembly Speaker pro Tempore Joe Baca, 62nd District, presiding

REQUEST FOR PHOTOGRAPHER

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

Assembly Member Wright 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 Bowen announced her intention to request that Assembly Bill No. 201 be removed from the inactive file.

CONSIDERATION OF ASSEMBLY BILL NO. 593 BY UNANIMOUS CONSENT

Assembly Member Cardoza was granted unanimous consent to take up Assembly Bill No. 593, out of order.

ASSEMBLY BILL NO. 593 (Cardoza)—An act to add Sections 27643 and 27644 to the Food and Agricultural Code, relating to food.

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

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 1214 (Figueroa)—An act to add Section 32121.15 to the Health and Safety Code, relating to local health care districts.

Bill read third time.

Motion to Amend by Assembly Member Granlund

Assembly Member Granlund moved the adoption of amendments.

Amendments read.

Motion to Table Granlund Amendments to Assembly Bill No. 1214

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Granlund to Assembly Bill No. 1214 be laid upon the table.

Assembly Member Honda seconded the motion.

Motion carried by the following vote:

AYES—42

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

NOES—35

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

Motion to Amend by Assembly Member Runner

Assembly Member Runner moved the adoption of amendments.

Amendments read.

Motion to Table Runner Amendments to Assembly Bill No. 1214

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Runner to Assembly Bill No. 1214 be laid upon the table.

Assembly Member Honda seconded the motion.

Motion carried by the following vote:

AYES—41

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

NOES—36

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

The question being on the passage of bill.

Bill passed by the following vote:

AYES—42

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

NOES—31

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

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1178 (Davis)—An act to amend Section 17533.6 of, and to add Sections 17537.8 and 17537.9 to, the Business and Professions Code, relating to unfair practices.

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

AYES—69

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

NOES—2

Leonard McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 187 (Keeley)—An act to add Section 4516.9 to the Public Resources Code, relating to forest practices.

Bill read third time.

Assembly Bill No. 187 Passed Temporarily

By unanimous consent Assembly Bill No. 187 was passed temporarily on file.

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

ASSEMBLY BILL NO. 690 (Morrow)—An act to amend Section 1596.792 of the Health and Safety Code, relating to child day care facilities.

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

AYES—60

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

NOES—7

Bowen	Knox	Migden	Wildman
Escutia	Martinez	Sweeney	

Bill ordered transmitted to the Senate.

MOTION TO RE-REFER ASSEMBLY BILL NO. 187 TO COMMITTEE

Assembly Member Keeley moved that Assembly Bill No. 187 be re-referred to the Committee on Natural Resources.

Assembly Member Kuykendall seconded the motion.

Motion carried.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, May 29, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(3) as it relates to Assembly Bill No. 187.

DEBRA BOWEN

Above request ordered transmitted to the Committee on Rules.

BILLS REMOVED FROM CONSENT CALENDAR

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

Assembly Bill No. 1537, on request of Assembly Member Battin.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Assembly Bill No. 125—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. 29 (Villaraigosa)—An act to amend Section 1170 of the Penal Code, relating to prisoners.

Bill read third time.

Motion to Amend by Assembly Member Oller

Assembly Member Oller moved the adoption of amendments of 25 words or less.

Amendments read.

Motion to Table Oller Amendments to Assembly Bill No. 29

Assembly Member Escutia moved that the amendments offered by Assembly Member Oller to Assembly Bill No. 29 be laid upon the table.

Assembly Member Floyd seconded the motion.

Motion carried by the following vote:

AYES—37

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

NOES—36

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

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—56

Alby	Davis	Kuehl	Runner
Alquist	Ducheny	Kuykendall	Shelley
Aroner	Escutia	Lempert	Strom-Martin
Baca	Figueroa	Machado	Sweeney
Baldwin	Firestone	Martinez	Thomson
Battin	Gallegos	Mazzoni	Torlakson
Baugh	Goldsmith	Migden	Villaraigosa
Bordonaro	Granlund	Morrissey	Vincent
Bowen	Hertzberg	Napolitano	Washington
Bowler	Honda	Ortiz	Wayne
Brewer	House	Papan	Wildman
Brown	Kaloogian	Perata	Woods
Caldera	Keeley	Prenter	Wright
Cardenas	Knox	Richter	Mr. Speaker

NOES—16

Ackerman	Cardoza	Leonard	Olberg
Aguiar	Frusetta	McClintock	Oller
Ashburn	Havice	Miller	Pacheco
Campbell	Leach	Morrow	Pringle

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 29: Assembly Member Havice, from "Aye" to "No".

Bill ordered transmitted to the Senate.

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 the Escutia motion to table Oller amendments to Assembly Bill No. 29.

RECESS

By unanimous consent, at 12:10 p.m., Assistant Speaker pro Tempore Baca declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Cardenas introduced intern Maria Elena Lopez and presented a resolution to her commending her matriculation from San Francisco State University and her election into Phi Beta Kappa, and extended best wishes for continued success in future endeavors.

REASSEMBLED

At 12:11 p.m., the Assembly reconvened.

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

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Wayne announced his intention to request that Assembly Bill No. 847 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Knox announced his intention to request that Assembly Bill No. 1120 be removed from the inactive file.

CAUCUS ANNOUNCEMENTS

At 12:11 p.m., Assembly Member Pringle was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Perata announced that the Committee on Rules would meet today, upon recess of Floor session, in the Tom Bane Rules Committee Room.

RECESS

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

REASSEMBLED

At 1:50 p.m., the Assembly reconvened.

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

COMMUNICATIONS

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

Leave of Absence—Balance of the Day

May 28, 1997

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

Dear Mr. Speaker: I would like to be excused from Floor Session at 2:00 p.m. on Thursday, May 29, 1997, due to legislative business in my district.

Thank you for your attention to this request.

Sincerely,

LYNNE C. LEACH, Assembly Member
Fifteenth District

AUTHOR'S AMENDMENTS

Committee on Consumer Protection, Governmental Efficiency and Economic Development

May 29, 1997

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 780

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

DAVIS, Chairwoman

SENATE BILL NO. 780—An act to amend Sections 146.5, 6980.81, 7571, 7582.13, 7583.20, 7583.22, 7583.32, 7588.2, 7593.11, 7596, 7596.7, 7598.14, 7598.17, 7599.72, 9810, 9830.5, 9832, 9832.5, 9847.5, 9849, 9851, 9853, 9855.2, 9855.3, 9855.9, 9860, 9862.5, 9863, 9873, 19008, 19010, 19080, 19123.4, and 19208 of, to amend, repeal, and add Sections 6980.79, 7511, 7570, 7588, 7599.70 of, to add Sections 7511.1 and 9814.5 to, to repeal Sections 6980.84, 7599.75, and 9854 of, to add and repeal Section 9812.5 of, and to repeal and add Sections 7558 and 7586 of, the Business and Professions Code, and to amend Sections 1791 and 1794.4 of the Civil Code, relating to consumer affairs, and making an appropriation therefor.

Bill read second time; author's amendments, 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

May 29, 1997

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

Assembly Bill No. 1516

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

FIGUEROA, Chairwoman

ASSEMBLY BILL NO. 1516—An act to amend Sections 10132 and 10133 of, and to add Section 10131.8 to, the Business and Professions Code, relating to real estate.

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

AUTHOR'S AMENDMENTS
Committee on Rules

May 29, 1997

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

Assembly Concurrent Resolution No. 58

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

PERATA, Chairman

ASSEMBLY CONCURRENT RESOLUTION NO. 58—Relative to nutrition.

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

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: May 28, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 100
Assembly Bill No. 1054

With the recommendation: Do pass, as amended.

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: May 22, 1997

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 257

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

TORLAKSON, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: May 28, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 12

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.

MIGDEN, Chairwoman

Above resolution ordered to Consent Calendar.

MESSAGES FROM THE SENATE

Senate Chamber, May 29, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senator Thompson vice Senator Karnette to the Committees on Conference concerning:

Assembly Bill No. 1006
Assembly Bill No. 1400
Assembly Bill No. 1501.

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

Senate Chamber, May 29, 1997

Mr. Speaker: For the hearing on May 29, 1997, I am directed to inform your honorable body that the Senate appointed Senator Karnette vice Senator Vasconcellos to the Committee on Conference concerning:

Assembly Bill No. 1006
Assembly Bill No. 1400
Assembly Bill No. 1501.

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

Senate Chamber, May 29, 1997

Mr. Speaker: For the hearings on May 29, 1997 and May 30, 1997, I am directed to inform your honorable body that the Senate appointed Senator Polanco vice Senator Lee to the Committee on Conference concerning:

Assembly Bill No. 1006
Assembly Bill No. 1400
Assembly Bill No. 1501.

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

Senate Chamber, May 29, 1997

Mr. Speaker: For the hearing on May 30, 1997, I am directed to inform your honorable body that the Senate appointed Senator Alpert vice Senator Vasconcellos to the Committee on Conference concerning:

Assembly Bill No. 1006
Assembly Bill No. 1400
Assembly Bill No. 1501.

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

Senate Chamber, May 29, 1997

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

Assembly Bill No. 1536

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, May 29, 1997

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

Assembly Concurrent Resolution No. 31
Assembly Concurrent Resolution No. 56

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

Above resolutions ordered enrolled.

Senate Chamber, May 29, 1997

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

Senate Bill No. 73
Senate Bill No. 136
Senate Bill No. 156
Senate Bill No. 216
Senate Bill No. 280
Senate Bill No. 335
Senate Bill No. 358
Senate Bill No. 381
Senate Bill No. 385
Senate Bill No. 436
Senate Bill No. 442
Senate Bill No. 506
Senate Bill No. 507
Senate Bill No. 515
Senate Bill No. 524
Senate Bill No. 537
Senate Bill No. 563
Senate Bill No. 564
Senate Bill No. 573
Senate Bill No. 590
Senate Bill No. 595
Senate Bill No. 623
Senate Bill No. 651
Senate Bill No. 678
Senate Bill No. 690
Senate Bill No. 710
Senate Bill No. 713
Senate Bill No. 791
Senate Bill No. 839
Senate Bill No. 869
Senate Bill No. 894
Senate Bill No. 916
Senate Bill No. 927
Senate Bill No. 1038
Senate Bill No. 1039
Senate Bill No. 1049
Senate Bill No. 1057
Senate Bill No. 1061
Senate Bill No. 1063

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

Senate Chamber, May 29, 1997

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

Senate Bill No. 1073
Senate Bill No. 1092
Senate Bill No. 1102
Senate Bill No. 1118
Senate Bill No. 1129
Senate Bill No. 1175
Senate Bill No. 1200
Senate Bill No. 1215
Senate Bill No. 1231
Senate Bill No. 1234
Senate Bill No. 1277
Senate Bill No. 1284
Senate Bill No. 1299
Senate Bill No. 1302
Senate Bill No. 1305
Senate Bill No. 1311
Senate Bill No. 1328
Senate Bill No. 1332
Senate Bill No. 1344
Senate Bill No. 1346
Senate Bill No. 1347
Senate Bill No. 1348

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

Senate Chamber, May 29, 1997

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

Senate Bill No. 130

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

Senate Chamber, May 29, 1997

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

Senate Concurrent Resolution No. 34
Senate Concurrent Resolution No. 42
Senate Joint Resolution No. 5

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

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 73—An act to amend Sections 3045.1 and 3045.4 of the Civil Code, to amend Sections 998 and 2101 of the Code of Civil Procedure, to amend Sections 9403 and 9407 of the Commercial Code, to amend Section 721 of the Evidence Code, to amend Sections 12583 and 68616 of the Government Code, and to add Section 679.1 to the Insurance Code, relating to civil law.

SENATE BILL NO. 136—An act to amend Section 5650 of the Fish and Game Code, relating to water pollution, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 156—An act to add Section 1348.2 to the Fish and Game Code, relating to real property.

SENATE BILL NO. 216—An act to amend Section 63071 of the Government Code, and to amend Section 216 of the Public Utilities Code, relating to public utilities.

SENATE BILL NO. 280—An act to amend Section 4000.37 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 335—An act to add Section 1012.5 to the Military and Veterans Code, relating to veterans, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 358—An act to amend Section 20575 of the Government Code, relating to public employees.

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

SENATE BILL NO. 385—An act to amend Section 805.1 of the Business and Professions Code, relating to healing arts.

SENATE BILL NO. 436—An act to add Section 40511 to the Public Resources Code, relating to solid waste, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 506—An act to amend Sections 1808, 1810, 4000.37, 11704.5, and 27314.5 of the Vehicle Code, relating to vehicles.

SENATE BILL NO. 507—An act to amend Section 30634 of the Public Utilities Code, and to amend Sections 1807.5, 1808.5 5901, 25258, and 40509.5 of the Vehicle Code, relating to vehicles.

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

SENATE BILL NO. 524—An act to amend Sections 366 and 394 of, to add Sections 395.5, 395.6, and 395.7 to, and to add Article 12.5 (commencing with Section 396.5) to Chapter 2.3 of Part 1 of Division 1 of, the Public Utilities Code, relating to public utilities.

SENATE BILL NO. 537—An act to add and repeal Section 125001 of the Health and Safety Code, and to add and repeal Section 14132.2 of the Welfare and Institutions Code, relating to health.

SENATE BILL NO. 563—An act to amend Section 4856 of the Labor Code, relating to workers' compensation.

SENATE BILL NO. 564—An act to amend Section 6323 of the Family Code, relating to family law.

SENATE BILL NO. 573—An act to amend Sections 1 and 2 of Chapter 74 of the Statutes of 1978, relating to tide and submerged lands in the City of Newport Beach.

SENATE BILL NO. 590—An act to add Section 873 to the Welfare and Institutions Code, relating to minors.

SENATE BILL NO. 595—An act to amend Section 303 of the Public Utilities Code, relating to the Public Utilities Commission, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 623—An act to add Section 89009 to the Education Code, relating to postsecondary education, and making an appropriation therefor.

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

SENATE BILL NO. 678—An act to amend Section 703 of the Insurance Code, relating to insurance.

SENATE BILL NO. 690—An act to amend Sections 3050 and 3066 of the Vehicle Code, relating to vehicles.

SENATE BILL NO. 710—An act relating to teacher credentialing, and making an appropriation therefor.

SENATE BILL NO. 713—An act to amend Sections 1743 and 1748 of, and to add Section 1746.1 to, the Business and Professions Code, relating to dentistry.

SENATE BILL NO. 791—An act to amend Section 4550 of, and to add Section 14450.1 to, the Welfare and Institutions Code, relating to human services.

SENATE BILL NO. 839—An act to amend Section 35700.5 of the Vehicle Code, relating to vehicles.

SENATE BILL NO. 869—An act to amend Section 25356.1 of, and to add Sections 25319.6 and 25324.5 to, the Health and Safety Code, relating to hazardous substances.

SENATE BILL NO. 894—An act to amend Section 69535 of the Education Code, relating to postsecondary education.

SENATE BILL NO. 916—An act to amend Section 1529.2 of the Health and Safety Code, and to add Section 16001.5 to the Welfare and Institutions Code, relating to human services.

SENATE BILL NO. 927—An act to amend Section 65858 of the Government Code, relating to land use.

SENATE BILL NO. 1038—An act to add Section 4681.4 to the Welfare and Institutions Code, relating to human services.

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

SENATE BILL NO. 1049—An act to amend Sections 1746, 1747, 1748, and 1749 of the Health and Safety Code, relating to hospice.

SENATE BILL NO. 1057—An act to amend Section 11713.15 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 1063—An act to amend Sections 4062.9, 4600.5, and 5401.7 of, to add Section 4600.6 to, and to repeal Part 3.2 (commencing with Section 5150) of Division 4 of, the Labor Code, relating to workers' compensation.

SENATE BILL NO. 1073—An act to amend Section 1585.2 of, and to add Section 1275.69 to, the Health and Safety Code, relating to health facilities.

SENATE BILL NO. 1092—An act to add Section 13929 to the Government Code, relating to victims of crime.

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

SENATE BILL NO. 1118—An act to add Section 14074.8 to the Government Code, relating to transportation.

SENATE BILL NO. 1129—An act to add Section 1373.96 to the Health and Safety Code, relating to health coverage.

SENATE BILL NO. 1175—An act to amend Sections 48610.5, 48650, and 48650.5 of the Public Resources Code, relating to recycling.

SENATE BILL NO. 1200—An act to amend Section 1107 of the Corporations Code, relating to corporations.

SENATE BILL NO. 1215—An act to amend Sections 1, 2, 3, 5, 6, 8, and 9 of, to add Section 13.6 to, and to repeal Section 10 of, Chapter 1143 of the Statutes of 1991, relating to San Francisco filled tidelands, and declaring the urgency thereof, to take effect immediately.

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

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

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

SENATE BILL NO. 1284—An act to amend Sections 3050 and 3066 of the Vehicle Code, relating to vehicles.

SENATE BILL NO. 1299—An act to add Section 14087.301 to the Welfare and Institutions Code, relating to human services.

SENATE BILL NO. 1302—An act to amend Section 11105.3 of the Penal Code, relating to employees.

SENATE BILL NO. 1305—An act to add Article 12.6 (commencing with Section 396.7) to Chapter 2.3 of Part 1 of Division 1 of the Public Utilities Code, relating to public utilities.

SENATE BILL NO. 1311—An act to add Section 707.02 to the Welfare and Institutions Code, relating to juveniles.

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

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

SENATE BILL NO. 1344—An act to add Chapter 1.4 (commencing with Section 24185) to Division 20 of the Health and Safety Code, relating to human cloning.

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

SENATE BILL NO. 1347—An act to amend Sections 651, 2590, 2591, 2592, 3105.1, and 3135 of, and to add Section 17505.2 to, the Business and Professions Code, relating to healing arts, and making an appropriation therefor.

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

SENATE BILL NO. 130—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 34—Relative to the Robert H. "Bob" Weatherwax Memorial Bridge.

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

SENATE JOINT RESOLUTION NO. 5—Relative to March Air Force Base.

REPORTS OF STANDING COMMITTEES

Committee on Rules

May 29, 1997

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61(a)(3), as it relates to the following bill be granted:

Assembly Bill No. 187

DON PERATA, Chairman

~~BILLS REMOVED FROM CONSENT CALENDAR~~

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

~~Assembly Bill No. 929, on request of Assembly Member House.~~

(NOTE: Later this day, the action was rescinded whereby Assembly Bill No. 929 was removed from the Consent Calendar. See page 2089.)

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 290 (Alby)—An act to amend Section 1279.5 of the Code of Civil Procedure, and to amend Sections 243.4, 290, and 290.4 of the Penal Code, relating to sex offenders.

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. 318 (Takasugi)—An act to amend Section 1236 of, and to add Section 1237 to, the Unemployment Insurance Code, relating to unemployment.

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. 350 (Firestone)—An act to add Section 6274 to the Family Code, and to add Section 646.91 to the Penal Code, relating to stalking.

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. 396 (Kaloogian)—An act to add and repeal Sections 113996 and 113998 to the Health and Safety Code, relating to food 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. 455 (Richter)—An act to amend Section 713 of the Public Resources Code, relating to emergency services.

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

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

ASSEMBLY BILL NO. 469 (Cardoza)—An act to amend Section 10006 of, and to add Section 10156.9 to, the Business and Professions Code, relating to real estate.

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. 572 (Caldera)—An act to amend Section 33126 of the Education Code, relating to schools.

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

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

ASSEMBLY BILL NO. 578 (Martinez)—An act to amend Sections 335, 336, 337, 338, 339, 348, and 350 of, and to add Sections 341, 341.1, 341.2, 341.3, and 341.4 to, the Public Utilities Code, relating to public utilities.

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

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

ASSEMBLY BILL NO. 747 (Alby)—An act to amend Sections 1506.5, 1520.3, 1522, 1534, 1558, 1568.065, 1568.09, 1569.16, 1569.17, 1569.58, 1596.851, 1596.871, and 1596.8897 of, to amend and renumber Section 1568.066 of, to add Sections 1558.1, 1568.093, 1569.59, and 1596.8898 to, and to repeal Section 1568.092 of, the Health and Safety Code, relating to 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. 799 (Bowler)—An act to amend Section 8670.35 of the Government Code, relating to oil spills.

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

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

ASSEMBLY BILL NO. 924 (Richter)—An act to amend Section 25259.5 of, and to add Section 25259.1 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. 929 (Machado)—An act to amend Section 11462 of the Welfare and Institutions Code, relating to public social services.

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

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

ASSEMBLY BILL NO. 1033 (Frusetta)—An act to add and repeal Article 2 (commencing with Section 18711) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor.

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

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

ASSEMBLY BILL NO. 1065 (Goldsmith)—An act to amend Sections 11167.5 and 11170 of the Penal Code, relating to child abuse.

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. 1087 (Aguiar)—An act to add Section 14126.90 to the Welfare and Institutions Code, relating to health.

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. 1092 (Goldsmith)—An act to amend Section 4104 of, and to add Section 4104.5 to, the Public Contract Code, relating to public works.

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. 1153 (Brewer)—An act to add Section 14087.326 to the Welfare and Institutions Code, relating to human services.

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

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

ASSEMBLY BILL NO. 1317 (Ducheny)—An act to add Section 68083 to the Education Code, relating to postsecondary education.

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

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

ASSEMBLY BILL NO. 1553 (Committee on Insurance)—An act to add Section 12995 to the Insurance Code, relating to insurance.

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

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

ASSEMBLY BILL NO. 1555 (Committee on Health)—An act to amend Sections 2076.5, 2111, 2135, 2185, 2290.5, and 2443 of, and to repeal Section 2076 of, the Business and Professions Code, relating to physicians and surgeons, and making an appropriation therefor.

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

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

ASSEMBLY BILL NO. 1556 (Committee on Health)—An act to repeal and add Section 2497.1 of the Business and Professions Code, relating to podiatric medicine.

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

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

ASSEMBLY BILL NO. 1561 (Committee on Transportation)—An act to to amend Sections 25161, 25167.4, and 25323.6 of, and to add Section 25168.1 to, the Health and Safety Code, to amend Section 30634 of the Public Utilities Code, and to amend Sections 2256, 4456, 5066, 5204, 11520, 13106, 16028, 22507.8, 22651.5, 22655, 25251, 25258, 27000, 34001, 34060, and 40000.16 of, to add Sections 2420, 21718, and 34500.5. to, and to repeal Sections 13106 and 22520 of, the Vehicle Code, relating to transportation.

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

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

ASSEMBLY BILL NO. 1595 (Committee on Public Employees, Retirement and Social Security)—An act to amend Sections 20232, 20405, 20903, 21074, 21151, 21221, 21451, 21493, 21494, 21497, 21674, 22013.3, 22013.6, 22013.7, 22013.75, 22013.76, 22013.8, 22013.85, 22013.9, 22013.95, 22013.955, 22013.96, 22013.97, 22013.10, 22013.11, 22014.5, 22754, 22810, 22810.3, 22811.5, 22811.6, 22818, 22823, 22832, and 22850.2 of, to amend and renumber Section 21296 of, and to repeal Section 22014.3 of, the Government Code, relating to public employees.

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

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

ASSEMBLY BILL NO. 320 (Goldsmith)—An act to add and repeal Article 29 (commencing with Section 990) of Chapter 2 of Part 1 of the Welfare and Institutions Code, relating to juveniles, 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. 1121 (Goldsmith)—An act to amend Section 52303 of the Education Code, relating to vocational education.

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

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

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—76

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

NOES—None

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Cardoza announced his intention to request that Assembly Bill No. 468 be removed from the inactive file.

BILLS PASSED ON FILE

Assembly Bill No. 131—Passed on file.

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

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

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

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 434—Passed on file.

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

ASSEMBLY BILL NO. 445 (Pacheco)—An act to amend Section 664 of the Penal Code, relating to crime.

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

AYES—73

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

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 445: Assembly Member Migden, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 446 (Pacheco)—An act to amend Section 190 of the Penal Code, relating to crimes.

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

AYES—68

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

NOES—2

Floyd	Wright

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 466 (Campbell)—An act to add and repeal Section 149.4 of the Streets and Highways Code, and to add and repeal Section 21655.10 of the Vehicle Code, relating to highways.

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

AYES—58

Ackerman	Cunneen	Leonard	Pringle
Aguiar	Davis	Machado	Richter
Alby	Figueroa	Mazzoni	Runner
Alquist	Firestone	McClintock	Scott
Ashburn	Frusetta	Miller	Shelley
Baca	Gallegos	Morrissey	Takasugi
Baldwin	Goldsmith	Morrow	Thomson
Battin	Granlund	Napolitano	Torlakson
Baugh	Hertzberg	Olberg	Villaraigosa
Bordonaro	Honda	Oller	Vincent
Bowler	House	Pacheco	Woods
Brewer	Kaloogian	Papan	Wright
Brown	Keeley	Perata	Mr. Speaker
Caldera	Kuykendall	Poochigian	
Campbell	Lempert	Prenter	

NOES—15

Aroner	Floyd	Martinez	Sweeney
Bowen	Havice	Migden	Wayne
Cardenas	Knox	Ortiz	Wildman
Escutia	Kuehl	Strom-Martin	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 467 (Goldsmith)—An act to amend Section 149.1 of the Streets and Highways Code, relating to highways.

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

AYES—60

Ackerman	Cardenas	Kuykendall	Prenter
Aguiar	Cardoza	Lempert	Pringle
Alby	Cunneen	Leonard	Richter
Alquist	Davis	Machado	Runner
Ashburn	Ducheny	Mazzoni	Scott
Baca	Figueroa	McClintock	Shelley
Baldwin	Firestone	Miller	Sweeney
Battin	Frusetta	Morrissey	Takasugi
Baugh	Gallegos	Morrow	Thomson
Bordonaro	Goldsmith	Olberg	Torlakson
Bowler	Hertzberg	Oller	Vincent
Brewer	Honda	Pacheco	Wayne
Brown	House	Papan	Woods
Caldera	Kaloogian	Perata	Wright
Campbell	Keeley	Poochigian	Mr. Speaker

NOES—11

Aroner	Floyd	Migden	Villaraigosa
Bowen	Havice	Ortiz	Wildman
Escutia	Martinez	Strom-Martin	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 574 (Villaraigosa)—An act to amend Section 1281 of the Code of Civil Procedure, and to add Section 12940.2 to the Government Code, relating to employment.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Shelley 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.

REQUEST TO LIMIT DEBATE

Speaker pro Tempore Kuehl requested unanimous consent that debate be limited to two opponents and two proponents on measures on this day's file and the requests to ask questions of the author be deferred until the author's closing time for debate.

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

ASSEMBLY BILL NO. 658 (Scott)—An act to amend Section 20057 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 Scott moved a call of the Assembly.

Motion carried. Time, 2:28 p.m.

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

RESOLUTIONS

The following resolution was offered:

Resolution to Suspend Joint Rules

By Assembly Member Bowen:

Resolved, That Joint Rule 61(a)(3) be suspended to permit the Committee on Natural Resources to meet, consider, and report Assembly Bill No. 187 for further action.

Resolution read, and adopted by the following vote:

AYES—76

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

NOES—None

SPECIAL COMMITTEE MEETINGS

Assembly Member Bowen was granted unanimous consent that the Committee on Natural Resources be permitted to hold a special meeting today, at 2:45 p.m., in the Tom Bane Rules Committee Room, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 187 for hearing.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Villaraigosa announced his intention to request that Assembly Bill No. 136 be removed from the inactive file.

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

ASSEMBLY BILL NO. 721 (Firestone)—An act to amend Sections 25100, 25101, 25230, 25532, and 25608, to amend the heading of Chapter 1 (commencing with Section 25100) of Part 2 of, and the heading of Part 2 (commencing with Section 25100) of, Division 1 of, Title 4 of, and to add Sections 25009.5, 25100.1, 25101.1, 25102.1, 25230.1, and 25608.1 to, the Corporations Code, relating to securities.

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

AYES—68

Ackerman	Cardoza	Knox	Perata
Aguiar	Cunneen	Kuehl	Poochigian
Alby	Davis	Kuykendall	Prenter
Alquist	Ducheny	Lempert	Pringle
Aroner	Escutia	Machado	Scott
Ashburn	Figueroa	Martinez	Shelley
Baca	Firestone	Mazzoni	Strom-Martin
Battin	Floyd	Migden	Sweeney
Baugh	Frusetta	Miller	Takasugi
Bordonaro	Gallegos	Morrissey	Thomson
Bowen	Goldsmith	Morrow	Torlakson
Bowler	Granlund	Napolitano	Villaraigosa
Brewer	Havice	Olberg	Vincent
Brown	Honda	Oller	Wayne
Caldera	House	Ortiz	Woods
Campbell	Kaloogian	Pacheco	Wright
Cardenas	Keeley	Papan	Mr. Speaker

NOES—1

McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 947 (Gallegos)—An act to amend Section 1363 of, and to add Section 1367.24 to, the Health and Safety Code, relating to health care service plans.

Bill read third time, and passed by the following vote:

AYES—73

Ackerman	Cunneen	Lempert	Richter
Aguiar	Davis	Machado	Runner
Alby	Ducheny	Martinez	Scott
Alquist	Escutia	Mazzoni	Shelley
Aroner	Figueroa	McClintock	Strom-Martin
Ashburn	Firestone	Migden	Sweeney
Baca	Frusetta	Miller	Takasugi
Baldwin	Gallegos	Morrissey	Thomson
Battin	Goldsmith	Morrow	Torlakson
Baugh	Granlund	Napolitano	Villaraigosa
Bordonaro	Havice	Olberg	Vincent
Bowen	Hertzberg	Oller	Wayne
Bowler	Honda	Ortiz	Wildman
Brewer	House	Pacheco	Woods
Brown	Kaloogian	Papan	Wright
Caldera	Keeley	Perata	Mr. Speaker
Campbell	Knox	Poochigian	
Cardenas	Kuehl	Prenter	
Cardoza	Kuykendall	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 974 (Gallegos)—An act to add Section 1367.22 to the Health and Safety Code, relating to health care service plans.

Bill read third time, and passed by the following vote:

AYES—70

Ackerman	Cunneen	Kuehl	Prenter
Aguiar	Davis	Kuykendall	Richter
Alby	Ducheny	Lempert	Scott
Alquist	Escutia	Machado	Shelley
Aroner	Figueroa	Martinez	Strom-Martin
Ashburn	Firestone	Mazzoni	Sweeney
Baca	Floyd	Migden	Takasugi
Battin	Frusetta	Miller	Thomson
Baugh	Gallegos	Morrissey	Torlakson
Bordonaro	Goldsmith	Morrow	Villaraigosa
Bowen	Granlund	Napolitano	Vincent
Bowler	Havice	Olberg	Wayne
Brewer	Hertzberg	Oller	Wildman
Brown	Honda	Ortiz	Woods
Caldera	House	Pacheco	Wright
Campbell	Kaloogian	Papan	Mr. Speaker
Cardenas	Keeley	Perata	
Cardoza	Knox	Poochigian	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1052 (Villaraigosa)—An act to add Section 14105.436 to the Welfare and Institutions Code, relating to human services.

Bill read third time, and passed by the following vote:

AYES—57

Aguiar	Escutia	Lempert	Shelley
Alquist	Figueroa	Machado	Strom-Martin
Aroner	Firestone	Martinez	Sweeney
Ashburn	Floyd	Mazzoni	Takasugi
Baca	Frusetta	Migden	Thomson
Battin	Gallegos	Miller	Torlakson
Bowen	Goldsmith	Morrissey	Villaraigosa
Brewer	Granlund	Napolitano	Vincent
Brown	Havice	Ortiz	Wayne
Caldera	Hertzberg	Pacheco	Wildman
Cardenas	Honda	Papan	Wright
Cardoza	Keeley	Perata	Mr. Speaker
Cunneen	Knox	Prenter	
Davis	Kuehl	Richter	
Ducheny	Kuykendall	Scott	

NOES—16

Ackerman	Bowler	Leonard	Oller
Alby	Campbell	McClintock	Pringle
Baldwin	House	Morrow	Runner
Bordonaro	Kaloogian	Olberg	Woods

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1052: Assembly Member Brewer, from "No" to "Aye".

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Assembly Bill No. 1453—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. 1483 (Gallegos)—An act to amend Sections 10232.1 and 10234.93 of, to amend, renumber, and add Section 10232.8 of, and to add Section 10232.2 to, the Insurance Code, relating to health insurance.

Bill read third time, and passed by the following vote:

AYES—72

Ackerman	Cardoza	Kuehl	Perata
Aguiar	Cunneen	Kuykendall	Poochigian
Alby	Davis	Lempert	Pringle
Alquist	Ducheny	Leonard	Richter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Martinez	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	McClintock	Sweeney
Battin	Gallegos	Migden	Takasugi
Baugh	Goldsmith	Miller	Thomson
Bordonaro	Granlund	Morrissey	Torlakson
Bowen	Havice	Morrow	Villaraigosa
Bowler	Hertzberg	Napolitano	Vincent
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Caldera	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 334 (Wildman)—An act to amend Section 30055 of the Government Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Machado	Runner
Aroner	Figueroa	Martinez	Scott
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Floyd	McClintock	Sweeney
Baldwin	Frusetta	Migden	Takasugi
Battin	Gallegos	Miller	Thomson
Baugh	Goldsmith	Morrissey	Torlakson
Bordonaro	Granlund	Morrow	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Bowler	Hertzberg	Olberg	Wayne
Brewer	Honda	Oller	Wildman
Brown	House	Ortiz	Woods
Caldera	Kaloogian	Pacheco	Wright
Campbell	Keeley	Papan	Mr. Speaker
Cardenas	Knox	Perata	
Cardoza	Kuehl	Poochigian	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Machado	Runner
Aroner	Figueroa	Martinez	Scott
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Floyd	McClintock	Sweeney
Baldwin	Frusetta	Migden	Takasugi
Battin	Gallegos	Miller	Thomson
Baugh	Goldsmith	Morrissey	Torlakson
Bordonaro	Granlund	Morrow	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Bowler	Hertzberg	Olberg	Wayne
Brewer	Honda	Oller	Wildman
Brown	House	Ortiz	Woods
Caldera	Kaloogian	Pacheco	Wright
Campbell	Keeley	Papan	Mr. Speaker
Cardenas	Knox	Perata	
Cardoza	Kuehl	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 339—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 76 (Miller)—An act to amend Sections 1368 and 1375 of, and to add Sections 1363.1 and 1375.1 to, the Civil Code, relating to common interest developments.

Bill read third time, and passed by the following vote:

AYES—76

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Machado	Runner
Aroner	Figueroa	Martinez	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Floyd	McClintock	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Takasugi
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Napolitano	Villaraigosa
Bowler	Hertzberg	Olberg	Vincent
Brewer	Honda	Oller	Washington
Brown	House	Ortiz	Wayne
Caldera	Kaloogian	Pacheco	Wildman
Campbell	Keeley	Papan	Woods
Cardenas	Knox	Perata	Wright
Cardoza	Kuehl	Poochigian	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 309 (Floyd)—An act to add Chapter 6 (commencing with Section 116095) to Part 10 of Division 104 of the Health and Safety Code, relating to public safety.

Bill read third time.

Vote Announced

The roll was closed, whereupon Speaker pro Tempore Kuehl announced the vote.

Motion for Call of the Assembly

Assembly Member Martinez moved a Call of the Assembly as it relates to Assembly Bill No. 309.

Motion Ruled Out of Order

Speaker pro Tempore Kuehl ruled the motion for a Call of the Assembly out of order as the vote on Assembly Bill No. 309 had been announced.

Parliamentary Inquiry

Assembly Member Granlund arose to the following parliamentary inquiry:

Is it not possible under the Rules for Members to add on to the roll call vote taken on Assembly Bill No. 309, if the vote was missed?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that under the Rules Members may add their votes to any missed roll call votes, provided the outcome of the vote is not changed.

Request for Unanimous Consent to Temporarily Suspend the Rules to Place a Call of the Assembly

Assembly Member Martinez was granted unanimous consent to temporarily suspend the Rules to permit her to move a Call of the Assembly, after the vote was announced.

Time, 2:58 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 338 (Sweeney)—An act to add Chapter 4.8 (commencing with Section 19750) to Division 8 of the Business and Professions Code, relating to professional sports franchises.

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.

ASSEMBLY BILL NO. 493 (Brown)—An act to add Section 1277.5 to the Code of Civil Procedure, relating to names.

Bill read third time, and passed by the following vote:

AYES—72

Aguiar	Cunneen	Kuehl	Poochigian
Alby	Davis	Kuykendall	Prenter
Alquist	Ducheny	Lempert	Pringle
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Martinez	Shelley
Baca	Firestone	Mazzoni	Strom-Martin
Baldwin	Floyd	McClintock	Sweeney
Battin	Frusetta	Migden	Takasugi
Baugh	Gallegos	Miller	Thompson
Bordonaro	Goldsmith	Morrissey	Torlakson
Bowen	Granlund	Morrow	Villaraigosa
Bowler	Havice	Napolitano	Vincent
Brewer	Hertzberg	Olberg	Washington
Brown	Honda	Oller	Wayne
Caldera	House	Ortiz	Wildman
Campbell	Kaloogian	Pacheco	Woods
Cardenas	Keeley	Papan	Wright
Cardoza	Knox	Perata	Mr. Speaker

NOES—1

Ackerman

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1147 (Shelley)—An act to amend Section 15657.2 of the Welfare and Institutions Code, relating to human services.

Bill read third time, and passed by the following vote:

AYES—58

Aguiar	Ducheny	Kuykendall	Strom-Martin
Alquist	Escutia	Lempert	Sweeney
Aroner	Figueroa	Machado	Takasugi
Ashburn	Firestone	Martinez	Thomson
Baca	Floyd	Mazzoni	Torlakson
Battin	Frusetta	Migden	Villaraigosa
Bordonaro	Gallegos	Miller	Vincent
Bowen	Goldsmith	Morrissey	Washington
Brewer	Havice	Napolitano	Wayne
Brown	Hertzberg	Olberg	Wildman
Caldera	Honda	Ortiz	Woods
Cardenas	House	Papan	Wright
Cardoza	Keeley	Perata	Mr. Speaker
Cunneen	Knox	Poochigian	
Davis	Kuehl	Shelley	

NOES—8

Ackerman	Granlund	Leonard	Morrow
Baugh	Kaloogian	McClintock	Runner

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1147: Assembly Member Campbell, from "No" to "Not Voting".

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 1394—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1526 (Escutia)—An act to amend Section 3151 of, and to add Section 3151.5 to, the Family Code, relating to family law.

Bill read third time, and passed by the following vote:

AYES—59

Aguiar	Cunneen	Keeley	Poochigian
Alby	Davis	Knox	Shelley
Alquist	Ducheny	Kuehl	Strom-Martin
Aroner	Escutia	Kuykendall	Sweeney
Ashburn	Figueroa	Lempert	Takasugi
Baca	Firestone	Machado	Thomson
Battin	Floyd	Martinez	Torlakson
Baugh	Frusetta	Mazzoni	Villaraigosa
Bordonaro	Gallegos	Migden	Vincent
Bowen	Goldsmith	Miller	Washington
Bowler	Havice	Morrissey	Wayne
Brown	Hertzberg	Napolitano	Wildman
Caldera	Honda	Ortiz	Wright
Cardenas	House	Papan	Mr. Speaker
Cardoza	Kaloogian	Perata	

NOES—12

Ackerman	Leonard	Olberg	Pringle
Campbell	McClintock	Oller	Runner
Granlund	Morrow	Pacheco	Woods

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1526: Assembly Member Baugh, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 530 (Lempert)—An act to add Chapter 3.7 (commencing with Section 66175) to Part 40 of the Education Code, relating to postsecondary education.

Bill read third time, and passed by the following vote:

AYES—50

Aguiar	Figueroa	Lempert	Sweeney
Alquist	Firestone	Machado	Takasugi
Aroner	Floyd	Martinez	Thomson
Ashburn	Frusetta	Mazzoni	Torlakson
Baca	Gallegos	McClintock	Villaraigosa
Bowen	Goldsmith	Migden	Vincent
Brown	Havice	Morrissey	Washington
Cardenas	Hertzberg	Napolitano	Wayne
Cardoza	Honda	Ortiz	Wildman
Cunneen	Keeley	Papan	Wright
Davis	Knox	Perata	Mr. Speaker
Ducheny	Kuehl	Shelley	
Escutia	Kuykendall	Strom-Martin	

NOES—22

Ackerman	Bowler	Leonard	Poochigian
Alby	Brewer	Miller	Pringle
Baldwin	Caldera	Morrow	Runner
Battin	Campbell	Olberg	Woods
Baugh	Granlund	Oller	
Bordonaro	Kaloogian	Pacheco	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 753 (Escutia)—An act to repeal Chapter 1.8 (commencing with Section 8170) of, and to repeal Chapter 1.9 (commencing with Section 8180) of, Part 6 of Title 1 of the Education Code, to add Chapter 3.35 (commencing with Section 1596.60) to Division 2 of the Health and Safety Code, and to amend Section 11170 of the Penal Code, relating to child care, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—69

Ackerman	Davis	Lempert	Scott
Aguiar	Ducheny	Leonard	Shelley
Alby	Escutia	Machado	Strom-Martin
Alquist	Figueroa	Martinez	Sweeney
Aroner	Firestone	Mazzoni	Takasugi
Ashburn	Floyd	Migden	Thomson
Baca	Frusetta	Miller	Torlakson
Battin	Gallegos	Morrissey	Villaraigosa
Bordonaro	Goldsmith	Morrow	Vincent
Bowen	Granlund	Napolitano	Washington
Bowler	Havice	Olberg	Wayne
Brewer	Hertzberg	Ortiz	Wildman
Brown	Honda	Pacheco	Woods
Caldera	House	Papan	Wright
Campbell	Keeley	Perata	Mr. Speaker
Cardenas	Knox	Poochigian	
Cardoza	Kuehl	Prenter	
Cunneen	Kuykendall	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bills Nos. 838 and **712**—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 831 (Poochigian)—An act to amend Section 3248 of the Civil Code, and to amend Section 1776 of the Labor Code, relating to public works.

Bill read third time, and passed by the following vote:

AYES—74

Ackerman	Cunneen	Kuykendall	Pringle
Aguiar	Davis	Lempert	Runner
Alby	Ducheny	Leonard	Scott
Alquist	Escutia	Machado	Shelley
Aroner	Figueroa	Mazzoni	Strom-Martin
Ashburn	Firestone	McClintock	Sweeney
Baca	Floyd	Migden	Takasugi
Baldwin	Frusetta	Miller	Thomson
Battin	Gallegos	Morrissey	Torlakson
Baugh	Goldsmith	Morrow	Villaraigosa
Bordonaro	Granlund	Napolitano	Vincent
Bowen	Havice	Olberg	Washington
Bowler	Hertzberg	Oller	Wayne
Brewer	Honda	Ortiz	Wildman
Brown	House	Pacheco	Woods
Caldera	Kaloogian	Papan	Wright
Campbell	Keeley	Perata	Mr. Speaker
Cardenas	Knox	Poochigian	
Cardoza	Kuehl	Prenter	

NOES—1

Martinez

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 865 (Pringle)—An act to amend Section 17285 of the Education Code, relating to school facilities.

Bill read third time, and passed by the following vote:

AYES—74

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Floyd	McClintock	Sweeney
Baldwin	Frusetta	Migden	Takasugi
Battin	Gallegos	Miller	Thomson
Baugh	Goldsmith	Morrissey	Torlakson
Bordonaro	Granlund	Morrow	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Bowler	Hertzberg	Olberg	Washington
Brewer	Honda	Oller	Wayne
Brown	House	Ortiz	Woods
Caldera	Kaloogian	Pacheco	Wright
Campbell	Keeley	Papan	Mr. Speaker
Cardenas	Knox	Perata	
Cardoza	Kuehl	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 1301—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 287 (Honda)—An act to amend Sections 8921, 8925, 8926, 33006, 33310, 39619, 44865, 48661, 49500, 49513, 49516, 49531, 49536, 49550.3, 49553, and 49559 of, and to repeal Sections 49514 and 49532 of, the Education Code, relating to education, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—70

Aguiar	Davis	Kuykendall	Prenter
Alby	Ducheny	Lempert	Pringle
Alquist	Escutia	Leonard	Scott
Aroner	Figueroa	Machado	Shelley
Ashburn	Firestone	Martinez	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Baldwin	Frusetta	McClintock	Takasugi
Battin	Gallegos	Migden	Thomson
Baugh	Goldsmith	Miller	Torlakson
Bordonaro	Granlund	Morrissey	Villaraigosa
Bowen	Havice	Morrow	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brown	Honda	Olberg	Wayne
Caldera	House	Ortiz	Wildman
Campbell	Kaloogian	Pacheco	Woods
Cardenas	Keeley	Papan	Mr. Speaker
Cardoza	Knox	Perata	
Cunneen	Kuehl	Poochigian	

NOES—3

Ackerman	Brewer	Oller

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 925 (Davis)—An act to add Article 5.5 (commencing with Section 124010) to Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, relating to human services, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—73

Ackerman	Cunneen	Leonard	Runner
Aguiar	Davis	Machado	Scott
Alby	Ducheny	Martinez	Shelley
Alquist	Escutia	Mazzoni	Strom-Martin
Aroner	Figueroa	McClintock	Sweeney
Ashburn	Firestone	Migden	Takasugi
Baca	Floyd	Miller	Thomson
Baldwin	Frusetta	Morrissey	Torlakson
Battin	Gallegos	Morrow	Villaraigosa
Baugh	Goldsmith	Napolitano	Vincent
Bordonaro	Granlund	Olberg	Washington
Bowen	Havice	Oller	Wayne
Bowler	Hertzberg	Ortiz	Wildman
Brewer	House	Pacheco	Woods
Brown	Keeley	Papan	Wright
Caldera	Knox	Perata	Mr. Speaker
Campbell	Kuehl	Poochigian	
Cardenas	Kuykendall	Prenter	
Cardoza	Lempert	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 941 (Miller)—An act to amend Section 33320.5 of, and to add Section 33334.21 to, the Health and Safety Code, relating to redevelopment.

Bill read third time, and passed by the following vote:

AYES—64

Ackerman	Cardenas	Kuykendall	Runner
Aguiar	Cunneen	Leonard	Scott
Alby	Davis	Machado	Shelley
Alquist	Figueroa	Mazzoni	Strom-Martin
Aroner	Firestone	Miller	Sweeney
Ashburn	Floyd	Morrissey	Takasugi
Baca	Frusetta	Morrow	Thomson
Baldwin	Gallegos	Napolitano	Torlakson
Battin	Goldsmith	Olberg	Villaraigosa
Baugh	Granlund	Ortiz	Vincent
Bordonaro	Havice	Pacheco	Washington
Bowler	Hertzberg	Papan	Wayne
Brewer	Honda	Perata	Wildman
Brown	House	Poochigian	Woods
Caldera	Kaloogian	Prenter	Wright
Campbell	Knox	Pringle	Mr. Speaker

NOES—5

Bowen	McClintock	Richter
Martinez	Migden	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 941: Assembly Member Migden, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1020 (Firestone)—An act to amend Section 2106 of the Streets and Highways Code, relating to highways, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—69

Aguiar	Davis	Lempert	Scott
Alby	Ducheny	Leonard	Shelley
Alquist	Escutia	Machado	Strom-Martin
Aroner	Figueroa	Martinez	Sweeney
Ashburn	Firestone	Mazzoni	Takasugi
Baca	Floyd	Migden	Thomson
Battin	Frusetta	Miller	Torlakson
Baugh	Gallegos	Morrissey	Villaraigosa
Bordonaro	Goldsmith	Napolitano	Vincent
Bowen	Granlund	Olberg	Washington
Bowler	Havice	Ortiz	Wayne
Brewer	Hertzberg	Pacheco	Wildman
Brown	Honda	Papan	Woods
Caldera	House	Perata	Wright
Campbell	Keeley	Poochigian	Mr. Speaker
Cardenas	Knox	Pringle	
Cardoza	Kuehl	Richter	
Cunneen	Kuykendall	Runner	

NOES—5

Ackerman	Kaloogian	Morrow
Baldwin	McClintock	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1020: Assembly Member Prenter, from "No" to "Not Voting".

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 1029—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1152 (Poochigian)—An act to amend Section 871 of the Welfare and Institutions Code, relating to juveniles.

Bill read third time, and passed by the following vote:

AYES—69

Ackerman	Cunneen	Lempert	Richter
Aguiar	Davis	Leonard	Runner
Alby	Ducheny	Machado	Scott
Alquist	Escutia	Mazzoni	Shelley
Ashburn	Figueroa	McClintock	Strom-Martin
Baca	Firestone	Migden	Sweeney
Baldwin	Frusetta	Miller	Takasugi
Battin	Gallegos	Morrissey	Thomson
Baugh	Goldsmith	Morrow	Torlakson
Bordonaro	Granlund	Napolitano	Villaraigosa
Bowen	Havice	Olberg	Vincent
Bowler	Hertzberg	Oller	Wayne
Brewer	House	Pacheco	Wildman
Brown	Kaloogian	Papan	Woods
Caldera	Keeley	Perata	Mr. Speaker
Campbell	Knox	Poochigian	
Cardenas	Kuehl	Prenter	
Cardoza	Kuykendall	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 1492—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1039 (Committee on Revenue and Taxation)—An act to amend Sections 18042, 18601, 23732, 23801, 23802, 23804, 23806, and 24611 of, and to add Sections 17275.5, 17731.5, 19365, 23800.5, 23802.5, 23804.5, 23813, 24954, and 24990.4 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 Pringle

Assembly Member Pringle moved the adoption of amendments.

Amendments read.

Motion to Table Pringle Amendments to Assembly Bill No. 1039

Assembly Member Keeley moved that the amendments offered by Assembly Member Pringle to Assembly Bill No. 1039 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—39

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Brown	Hertzberg	Napolitano	Villaraigosa
Caldera	Honda	Ortiz	Vincent
Cardenas	Keeley	Papan	Washington
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—35

Ackerman	Brewer	Kaloogian	Pacheco
Aguiar	Campbell	Kuykendall	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Firestone	McClintock	Pringle
Baldwin	Frusetta	Miller	Richter
Battin	Goldsmith	Morrissey	Runner
Baugh	Granlund	Morrow	Takasugi
Bordonaro	Havice	Olberg	Woods
Bowler	House	Oller	

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 the Keeley motion to table Pringle amendments to Assembly Bill No. 1039.

Assembly Bill No. 1039 presented by Assembly Member Caldera.

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 Caldera 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.

BILLS PASSED ON FILE

Assembly Bills Nos. 247 and **229**—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 491 (Keeley)—An act to amend Sections 12035 and 12071 of, and to add Section 12036 to, the Penal Code, relating to firearms.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Martinez moved a call of the Assembly.

Motion carried. Time, 3:47 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

BEST WISHES EXTENDED TO BOB HOPE

Assembly Member Battin was joined by the Members of the Assembly in extending birthday greetings to Bob Hope on the occasion of his 94th birthday. The Assembly expressed their "Thanks for the Memories" and extended best wishes for many more.

SPECIAL COMMITTEE MEETINGS

Assembly Member Ducheny was granted unanimous consent that the Committee on Budget be permitted to hold a special meeting today upon adjournment of Floor session, and that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing:

Assembly Bills Nos. 226, 241, 655, and 1607, and Assembly Constitutional Amendment No. 2.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Caldera announced his intention to request that Assembly Bill No. 488 be removed from the inactive file.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
ASSEMBLY BILL NO. 633 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Cardenas was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 633 was refused passage; and that the bill be placed upon the inactive file.

REPORTS OF STANDING COMMITTEES
Committee on Natural Resources

Date of Hearing: May 29, 1997

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 187

With the recommendation: Do pass.

BOWEN, Chairwoman

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 55 (Mazzoni)—An act to amend, repeal, and add Sections 15124, 15254, and 15262 to the Education Code, and to amend, repeal, and add Section 93 of the Revenue and Taxation Code, relating to Section 93 of the Revenue and Taxation Code, relating to school facilities financing.

Bill read third time, and passed by the following vote:

AYES—41

Alquist	Floyd	Mazzoni	Torlakson
Aroner	Gallegos	Migden	Villaraigosa
Baca	Havice	Napolitano	Vincent
Bowen	Hertzberg	Ortiz	Washington
Brown	Honda	Papan	Wayne
Caldera	Keeley	Perata	Wildman
Cardenas	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Machado	Sweeney	
Figueroa	Martinez	Thomson	

NOES—34

Ackerman	Brewer	Kuykendall	Poochigian
Aguiar	Campbell	Leonard	Prenter
Alby	Cunneen	McClintock	Pringle
Ashburn	Firestone	Miller	Richter
Baldwin	Frusetta	Morrissey	Runner
Battin	Goldsmith	Morrow	Takasugi
Baugh	Granlund	Olberg	Woods
Bordonaro	House	Oller	
Bowler	Kaloogian	Pacheco	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1138 (Ducheny)—An act to amend Section 14105.98 of the Welfare and Institutions Code, relating to human services.

Bill read third time and passed by the following vote:

AYES—64

Ackerman	Cardoza	Kuehl	Runner
Aguiar	Cunneen	Kuykendall	Scott
Alby	Davis	Lempert	Shelley
Alquist	Ducheny	Machado	Strom-Martin
Aroner	Escutia	Martinez	Sweeney
Baca	Figueroa	Mazzoni	Takasugi
Baldwin	Floyd	McClintock	Thomson
Battin	Frusetta	Migden	Torlakson
Baugh	Gallegos	Miller	Villaraigosa
Bordonaro	Goldsmith	Morrissey	Vincent
Bowen	Granlund	Morrow	Washington
Bowler	Havice	Napolitano	Wayne
Brown	Hertzberg	Ortiz	Wildman
Caldera	Honda	Papan	Woods
Campbell	Keeley	Perata	Wright
Cardenas	Knox	Prenter	Mr. Speaker

NOES—7

Ashburn	Kaloogian	Oller	Pringle
House	Leonard	Pacheco	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1139 (Ducheny)—An act to add Section 14085.7 to the Welfare and Institutions Code, relating to human services.

Bill read third time, and passed by the following vote:

AYES—45

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Floyd	Migden	Torlakson
Baca	Gallegos	Morrissey	Villaraigosa
Brewer	Havice	Napolitano	Vincent
Brown	Hertzberg	Ortiz	Washington
Caldera	Honda	Papan	Wayne
Campbell	Keeley	Perata	Wildman
Cardenas	Knox	Scott	Wright
Cardoza	Kuehl	Shelley	Mr. Speaker
Davis	Lempert	Strom-Martin	
Ducheny	Machado	Sweeney	
Escutia	Martinez	Takasugi	

NOES—24

Ackerman	Bordonaro	House	Olberg
Aguiar	Bowen	Kaloogian	Oller
Alby	Bowler	Leonard	Pacheco
Ashburn	Cunneen	McClintock	Poochigian
Baldwin	Goldsmith	Miller	Pringle
Baugh	Granlund	Morrow	Runner

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 187 BY UNANIMOUS CONSENT

Assembly Member Keeley was granted unanimous consent to take up Assembly Bill No. 187, without reference to file, for purpose of consideration at this time.

ASSEMBLY BILL NO. 187 (Keeley)—An act to add Section 4516.9 to the Public Resources Code, relating to forest practices.

Bill read third time.

Without objection, Assembly Member Keeley presented the bill from Assembly Member Villaraigosa's desk.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—43

Alquist	Figueroa	Lempert	Strom-Martin
Aroner	Firestone	Machado	Sweeney
Baca	Floyd	Mazzoni	Thomson
Caldera	Gallegos	Migden	Torlakson
Campbell	Goldsmith	Napolitano	Villaraigosa
Cardenas	Havice	Ortiz	Vincent
Cardoza	Hertzberg	Papan	Washington
Cunneen	Honda	Perata	Wayne
Davis	Keeley	Richter	Wildman
Ducheny	Knox	Scott	Wright
Escutia	Kuehl	Shelley	

NOES—21

Ackerman	Bordonaro	McClintock	Pringle
Aguiar	Bowler	Miller	Runner
Alby	Brewer	Morrissey	Takasugi
Ashburn	Granlund	Morrow	
Baldwin	Kaloogian	Oller	
Baugh	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1560 (Scott)—An act to add Section 8825.5 to the Health and Safety Code, relating to cemeteries.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Scott 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.

ASSEMBLY BILL NO. 1134 (Machado)—An act to amend Section 8553 of, to add Section 8557 to, and to add Article 3.5 (commencing with Section 8558) to Chapter 14 of Division 3 of, the Business and Professions Code, relating to structural pest control, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—61

Ackerman	Ducheny	Machado	Strom-Martin
Aguiar	Escutia	Mazzoni	Sweeney
Alquist	Firestone	Migden	Takasugi
Aroner	Floyd	Miller	Thomson
Baca	Frusetta	Morrissey	Torlakson
Battin	Gallegos	Napolitano	Villaraigosa
Baugh	Goldsmith	Ortiz	Vincent
Bordonaro	Granlund	Pacheco	Washington
Bowen	Havice	Papan	Wayne
Brewer	Hertzberg	Poochigian	Wildman
Brown	Honda	Prenter	Woods
Caldera	House	Pringle	Wright
Cardenas	Keeley	Richter	Mr. Speaker
Cardoza	Knox	Runner	
Cunneen	Kuehl	Scott	
Davis	Kuykendall	Shelley	

NOES—3

Campbell	McClintock	Morrow

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 618 (Cardenas)—An act to amend Sections 980 and 1196 of the Penal Code, relating to bench warrants.

Bill read third time, and passed by the following vote:

AYES—68

Ackerman	Cunneen	Kuykendall	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Pringle
Alquist	Escutia	Machado	Richter
Aroner	Figueroa	Martinez	Runner
Ashburn	Firestone	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Napolitano	Villaraigosa
Bowler	Hertzberg	Olberg	Vincent
Brown	Honda	Oller	Washington
Caldera	House	Ortiz	Wayne
Campbell	Kaloogian	Pacheco	Wildman
Cardenas	Keeley	Papan	Woods
Cardoza	Knox	Perata	Mr. Speaker

NOES—3

Bowen	Brewer	Migden

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 618: Assembly Member Migden, from "Aye" to "No".

Bill ordered transmitted to the Senate.

CAUCUS ANNOUNCEMENTS

At 4:41 p.m., Assembly Member Pringle was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 4:42 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 5:25 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

ACTION RESCINDED ON ASSEMBLY BILL NO. 929

Assembly Member House was granted unanimous consent to rescind the action whereby earlier this day (Assembly Journal, page 2062), he removed Assembly Bill No. 929 from the Consent Calendar.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 15 (Knox)—An act to amend Section 510 of, and to add Sections 511, 512, 513, 514, and 557 to, and to repeal Sections 1182.10 and 1183.5 of, the Labor Code, relating to employment, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

Amendments Withdrawn

Without objection, Assembly Member Aguiar withdrew his amendments to Assembly Bill No. 15—Set 1.

Motion to Amend by Assembly Member Granlund—Set 2

Assembly Member Granlund moved the adoption of amendments.

Amendments read.

Motion to Table Granlund Amendments to Assembly Bill No. 15—Set 2

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Granlund to Assembly Bill No. 15—Set 2 be laid upon the table.

Assembly Member Martinez seconded the motion.

Motion carried by the following vote:

AYES—39

Alquist	Escutia	Machado	Thomson
Aroner	Figueroa	Martinez	Torlakson
Baca	Floyd	Migden	Villaraigosa
Bowen	Gallegos	Napolitano	Vincent
Brown	Havice	Ortiz	Washington
Caldera	Honda	Perata	Wayne
Cardenas	Keeley	Scott	Wildman
Cardoza	Knox	Shelley	Wright
Davis	Kuehl	Strom-Martin	Mr. Speaker
Ducheny	Lempert	Sweeney	

NOES—31

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Cunneen	McClintock	Pringle
Ashburn	Firestone	Miller	Richter
Baldwin	Goldsmith	Morrissey	Runner
Baugh	Granlund	Morrow	Takasugi
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	

Motion to Amend by Assembly Member Granlund—Set 3

Assembly Member Granlund moved the adoption of amendments.

Amendments read.

Motion to Table Granlund Amendments to Assembly Bill No. 15—Set 3

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Granlund to Assembly Bill No. 15—Set 3 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—39

Alquist	Escutia	Lempert	Thomson
Aroner	Figueroa	Machado	Torlakson
Baca	Floyd	Migden	Villaraigosa
Bowen	Gallegos	Napolitano	Vincent
Brown	Havice	Ortiz	Washington
Caldera	Hertzberg	Perata	Wayne
Cardenas	Honda	Scott	Wildman
Cardoza	Keeley	Shelley	Wright
Davis	Knox	Strom-Martin	Mr. Speaker
Ducheny	Kuehl	Sweeney	

NOES—35

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Cunneen	Martinez	Prenter
Ashburn	Firestone	McClintock	Pringle
Baldwin	Frusetta	Miller	Richter
Battin	Goldsmith	Morrissey	Runner
Baugh	Granlund	Morrow	Takasugi
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	

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 the Villaraigosa motion to table Granlund amendments to Assembly Bill No. 15—Set 3.

Amendments Withdrawn

Without objection, Assembly Member Granlund withdrew his amendments to Assembly Bill No. 15—Sets 4 and 5.

Motion to Amend by Assembly Member Knox

Assembly Member Knox moved the adoption of amendments.

Amendments read.

Motion to Table Knox Amendments to Assembly Bill No. 15

Assembly Member Battin moved that the amendments offered by Assembly Member Knox to Assembly Bill No. 15 be laid upon the table.

Assembly Member Brewer seconded the motion.

Motion lost by the following vote:

AYES—33

Ackerman	Brewer	Leonard	Prenter
Aguiar	Campbell	McClintock	Pringle
Alby	Cunneen	Miller	Richter
Ashburn	Firestone	Morrissey	Runner
Baldwin	Goldsmith	Morrow	Takasugi
Battin	Granlund	Olberg	Woods
Baugh	House	Oller	
Bordonaro	Kaloogian	Pacheco	
Bowler	Kuykendall	Poochigian	

NOES—40

Alquist	Escutia	Lempert	Sweeney
Aroner	Figueroa	Machado	Thomson
Baca	Floyd	Martinez	Torlakson
Bowen	Gallegos	Migden	Villaraigosa
Brown	Havice	Napolitano	Vincent
Caldera	Hertzberg	Ortiz	Washington
Cardenas	Honda	Perata	Wayne
Cardoza	Keeley	Scott	Wildman
Davis	Knox	Shelley	Wright
Ducheny	Kuehl	Strom-Martin	Mr. Speaker

The question being on the adoption of Knox amendments.

Amendments adopted by the following vote:

AYES—40

Alquist	Escutia	Lempert	Sweeney
Aroner	Figueroa	Machado	Thomson
Baca	Floyd	Martinez	Torlakson
Bowen	Gallegos	Migden	Villaraigosa
Brown	Havice	Napolitano	Vincent
Caldera	Hertzberg	Ortiz	Washington
Cardenas	Honda	Perata	Wayne
Cardoza	Keeley	Scott	Wildman
Davis	Knox	Shelley	Wright
Ducheny	Kuehl	Strom-Martin	Mr. Speaker

NOES—30

Ackerman	Bowler	Kuykendall	Pacheco
Aguiar	Brewer	Leonard	Poochigian
Alby	Campbell	McClintock	Prenter
Ashburn	Cunneen	Miller	Pringle
Baldwin	Firestone	Morrissey	Runner
Battin	Goldsmith	Morrow	Takasugi
Baugh	Granlund	Olberg	
Bordonaro	Kaloogian	Oller	

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. 1114 (Napolitano)—An act relating to air pollution.

Bill read third time.

Motion to Amend

Assembly Member Napolitano moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—39

Aroner	Frusetta	Martinez	Thomson
Baca	Gallegos	Mazzoni	Torlakson
Brown	Havice	Migden	Villaraigosa
Caldera	Hertzberg	Napolitano	Vincent
Cardenas	Honda	Oller	Washington
Cardoza	Kaloogian	Ortiz	Wayne
Ducheny	Keeley	Perata	Wildman
Escutia	Knox	Shelley	Wright
Figueroa	Kuehl	Strom-Martin	Mr. Speaker
Floyd	Lempert	Sweeney	

NOES—28

Ackerman	Bordonaro	Granlund	Olberg
Aguiar	Bowen	House	Poochigian
Alby	Bowler	Kuykendall	Prenter
Ashburn	Brewer	McClintock	Pringle
Baldwin	Campbell	Miller	Runner
Battin	Firestone	Morrissey	Takasugi
Baugh	Goldsmith	Morrow	Woods

Bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 1368 (Villaraigosa)—An act to add Chapter 9 (commencing with Section 44275) to Part 5 of Division 26 of the Health and Safety Code, relating to air pollution.

Bill read third time.

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, 5:40 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. 1472

At 5:42 p.m., on motion of Assembly Member Thomson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1472 passed by the following vote:

AYES—42

Alquist	Gallegos	Mazzoni	Thomson
Aroner	Granlund	Migden	Torlakson
Baca	Havice	Napolitano	Villaraigosa
Brown	Hertzberg	Ortiz	Vincent
Caldera	Honda	Pacheco	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Ducheny	Kuehl	Scott	Wright
Escutia	Kuykendall	Shelley	Mr. Speaker
Figueroa	Lempert	Strom-Martin	
Floyd	Machado	Sweeney	

NOES—30

Ackerman	Bowler	Leonard	Poochigian
Aguiar	Brewer	Martinez	Prenter
Alby	Campbell	McClintock	Pringle
Ashburn	Cunneen	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	House	Morrow	Woods
Baugh	Kaloogian	Olberg	
Bordonaro	Leach	Oller	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY JOINT RESOLUTION NO. 3

At 5:42 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 Joint Resolution No. 3 adopted by the following vote:

AYES—52

Aguiar	Cardoza	Lempert	Scott
Alby	Davis	Leonard	Shelley
Alquist	Escutia	Machado	Sweeney
Baca	Figueroa	Martinez	Takasugi
Baldwin	Firestone	Mazzoni	Thomson
Battin	Floyd	McClintock	Torlakson
Bordonaro	Gallegos	Migden	Villaraigosa
Bowen	Goldsmith	Miller	Vincent
Bowler	Granlund	Morrissey	Washington
Brown	Havice	Napolitano	Wayne
Caldera	Hertzberg	Oller	Wildman
Campbell	Honda	Papan	Wright
Cardenas	Kaloogian	Prenter	Mr. Speaker

NOES—10

Ackerman	Brewer	Leach	Woods
Ashburn	Frusetta	Morrow	
Baugh	House	Olberg	

Resolution ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 620

At 5:43 p.m., on motion of Assembly Member Baugh, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 620 passed by the following vote:

AYES—44

Ackerman	Cardenas	Leonard	Prenter
Aguiar	Cunneen	Machado	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Scott
Battin	Granlund	Morrow	Takasugi
Baugh	Honda	Olberg	Vincent
Bordonaro	House	Oller	Washington
Bowler	Kaloogian	Pacheco	Woods
Brewer	Kuykendall	Perata	Wright
Campbell	Leach	Poochigian	Mr. Speaker

NOES—27

Alquist	Davis	Lempert	Strom-Martin
Aroner	Ducheny	Martinez	Sweeney
Baca	Escutia	Mazzoni	Thomson
Bowen	Floyd	Napolitano	Torlakson
Brown	Havice	Ortiz	Wayne
Caldera	Keeley	Papan	Wildman
Cardoza	Knox	Shelley	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 574

At 5:43 p.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Baca moved to continue the 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.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 658

At 5:43 p.m., on motion of Assembly Member Scott, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 658 passed by the following vote:

AYES—42

Alquist	Figueroa	Martinez	Thomson
Aroner	Gallegos	Mazzoni	Torlakson
Baca	Havice	Migden	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	House	Papan	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Machado	Sweeney	

NOES—34

Ackerman	Brewer	Kuykendall	Poochigian
Aguiar	Campbell	Leonard	Prenter
Alby	Cunneen	McClintock	Pringle
Ashburn	Firestone	Miller	Richter
Baldwin	Floyd	Morrissey	Runner
Battin	Frusetta	Morrow	Takasugi
Baugh	Goldsmith	Olberg	Woods
Bordonaro	Granlund	Oller	
Bowler	Kaloogian	Pacheco	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 309

At 5:44 p.m., on motion of Assembly Member Martinez, and in the absence of any objections, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 309 refused passage by the following vote:

AYES—35

Alquist	Havice	Mazzoni	Thomson
Aroner	Hertzberg	Napolitano	Torlakson
Baca	Honda	Ortiz	Villaraigosa
Brown	Keeley	Papan	Vincent
Caldera	Knox	Perata	Washington
Ducheny	Kuehl	Scott	Wildman
Escutia	Lempert	Shelley	Wright
Floyd	Machado	Strom-Martin	Mr. Speaker
Gallegos	Martinez	Sweeney	

NOES—36

Ackerman	Bowler	House	Oller
Aguiar	Brewer	Kaloogian	Pacheco
Alby	Campbell	Kuykendall	Poochigian
Ashburn	Cardoza	Leonard	Prenter
Baldwin	Cunneen	McClintock	Pringle
Battin	Firestone	Miller	Richter
Baugh	Frusetta	Morrissey	Runner
Bordonaro	Goldsmith	Morrow	Takasugi
Bowen	Granlund	Olberg	Woods

Motion to Reconsider Assembly Bill No. 309 on Next Legislative Day

Assembly Member Floyd moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 309 was this day refused passage.

Assembly Bill No. 309 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1039

At 5:44 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.

Assembly Bill No. 1039 refused passage by the following vote:

AYES—37

Alquist	Gallegos	Migden	Torlakson
Aroner	Hertzberg	Napolitano	Villaraigosa
Baca	Honda	Ortiz	Vincent
Brown	Keeley	Papan	Washington
Caldera	Knox	Perata	Wildman
Cardenas	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	
Figueroa	Martinez	Sweeney	
Floyd	Mazzoni	Thomson	

NOES—38

Ackerman	Brewer	Kaloogian	Poochigian
Aguiar	Campbell	Kuykendall	Prenter
Alby	Cardoza	Leonard	Pringle
Ashburn	Cunneen	McClintock	Richter
Baldwin	Firestone	Miller	Runner
Battin	Frusetta	Morrissey	Takasugi
Baugh	Goldsmith	Morrow	Wayne
Bordonaro	Granlund	Olberg	Woods
Bowen	Havice	Oller	
Bowler	House	Pacheco	

Assembly Bill No. 1039 Reconsidered Immediately

Assembly Member Caldera was granted unanimous consent that the vote be immediately reconsidered whereby Assembly Bill No. 1039 was this day refused passage and that the bill be placed upon the inactive file.

Objection to Vote Adds

Assembly Member Olberg 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. 1039.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 491

At 5:45 p.m., on motion of Assembly Member Martinez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The 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, 5:45 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. 1560

At 5:45 p.m., on motion of Assembly Member Scott, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Shelley moved to continue the call of the Assembly.

Motion carried. Time, 5:46 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. 1368

At 5:46 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 roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Shelley moved to continue the call of the Assembly.

Motion carried. Time, 5:46 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

POINT OF INFORMATION

Assembly Member McClintock arose to the following point of information:

At what time will the Assembly convene tomorrow?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the Assembly will convene in Floor session upon adjournment of the Committee on Appropriations, upon Call of the Speaker.

MOTION TO SUSPEND JOINT RULE 29.5(a)

Assembly Member Aroner moved that Joint Rule 29.5(a) be suspended, to permit the Conference Committee on Welfare Reform on Assembly Bills Nos. 1006, 1400, and 1501 to meet without publishing notice of the meeting one day prior to the meeting.

Motion carried by the following vote:

AYES—76

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Machado	Runner
Aroner	Figueroa	Martinez	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Floyd	McClintock	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Takasugi
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Napolitano	Villaraigosa
Bowler	Hertzberg	Olberg	Vincent
Brewer	Honda	Oller	Washington
Brown	House	Ortiz	Wayne
Caldera	Kaloogian	Pacheco	Wildman
Campbell	Keeley	Papan	Woods
Cardenas	Knox	Perata	Wright
Cardoza	Kuehl	Poochigian	Mr. Speaker

NOES—None

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that the Committee on Rules would meet on Monday, June 2, 1997, instead of tomorrow.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 574

At 5:47 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. 574 passed by the following vote:

AYES—41

Alquist	Figueroa	Mazzoni	Torlakson
Aroner	Floyd	Migden	Villaraigosa
Baca	Gallegos	Napolitano	Vincent
Bowen	Havice	Ortiz	Washington
Brown	Honda	Papan	Wayne
Caldera	Keeley	Perata	Wildman
Cardenas	Knox	Scott	Wright
Cardoza	Kuehl	Shelley	Mr. Speaker
Davis	Lempert	Strom-Martin	
Ducheny	Machado	Sweeney	
Escutia	Martinez	Thomson	

NOES—33

Ackerman	Brewer	Kuykendall	Prenter
Aguiar	Campbell	Leonard	Pringle
Alby	Cunneen	McClintock	Richter
Ashburn	Firestone	Miller	Runner
Baldwin	Frusetta	Morrow	Takasugi
Battin	Goldsmith	Olberg	Woods
Baugh	Granlund	Oller	
Bordonaro	House	Pacheco	
Bowler	Kaloogian	Poochigian	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 491

At 5:47 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. 491 refused passage by the following vote:

AYES—39

Alquist	Gallegos	Mazzoni	Sweeney
Aroner	Havice	Migden	Thomson
Bowen	Hertzberg	Napolitano	Torlakson
Brown	Honda	Ortiz	Villaraigosa
Caldera	Keeley	Pacheco	Vincent
Cardenas	Knox	Papan	Washington
Cunneen	Kuehl	Perata	Wayne
Davis	Kuykendall	Scott	Wildman
Escutia	Lempert	Shelley	Mr. Speaker
Figueroa	Martinez	Strom-Martin	

NOES—29

Ackerman	Bordonaro	Leonard	Pringle
Aguiar	Bowler	McClintock	Richter
Alby	Brewer	Miller	Runner
Ashburn	Campbell	Morrissey	Takasugi
Baca	Cardoza	Morrow	Woods
Baldwin	Granlund	Olberg	
Battin	House	Oller	
Baugh	Kaloogian	Poochigian	

Motion to Reconsider Assembly Bill No. 491 on Next Legislative Day

Assembly Member Keeley moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 491 was this day refused passage.

Assembly Bill No. 491 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1560

At 5:50 p.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1560 passed by the following vote:

AYES—41

Alquist	Figueroa	Mazzoni	Torlakson
Aroner	Floyd	Migden	Villaraigosa
Baca	Gallegos	Napolitano	Vincent
Bowen	Havice	Ortiz	Washington
Brown	Hertzberg	Papan	Wayne
Caldera	Honda	Perata	Wildman
Cardenas	Keeley	Scott	Wright
Cardoza	Knox	Shelley	Mr. Speaker
Davis	Kuehl	Strom-Martin	
Ducheny	Lempert	Sweeney	
Escutia	Machado	Thomson	

NOES—34

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Cunneen	Martinez	Pringle
Ashburn	Firestone	McClintock	Richter
Baldwin	Frusetta	Miller	Runner
Battin	Goldsmith	Morrissey	Takasugi
Baugh	Granlund	Morrow	Woods
Bordonaro	House	Olberg	
Bowler	Kaloogian	Oller	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1368

At 5:51 p.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1368 passed by the following vote:

AYES—43

Alquist	Ducheny	Machado	Sweeney
Aroner	Escutia	Martinez	Thomson
Baca	Figueroa	Mazzoni	Torlakson
Baugh	Gallegos	Migden	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Brewer	Hertzberg	Ortiz	Washington
Brown	Honda	Papan	Wayne
Caldera	Keeley	Perata	Wildman
Cardenas	Knox	Scott	Wright
Cardoza	Kuehl	Shelley	Mr. Speaker
Davis	Lempert	Strom-Martin	

NOES—26

Ackerman	Bowler	Kaloogian	Oller
Aguiar	Campbell	Leonard	Poochigian
Alby	Cunneen	McClintock	Prenter
Ashburn	Floyd	Miller	Runner
Baldwin	Frusetta	Morrissey	Takasugi
Battin	Granlund	Morrow	
Bordonaro	House	Olberg	

Bill ordered transmitted to the Senate.

MOTION TO ADJOURN

At 5:52 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Martinez seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members Firestone, Kuykendall, and Floyd arose to speak on the condition of the file.

Point of Order

Assembly Member McClintock arose to the following point of order:

Assembly Member Floyd is making a personal attack on another Member and should be called to order and asked to apologize for comments made under condition of the file, and if he declines, should be asked to be seated.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled that remarks under condition of the file must pertain to matters making it inadvisable for the Assembly to adjourn, and that she would not countenance such remarks under condition of the file.

Further Remarks on Condition of the File

Assembly Member Bowler arose to speak on the condition of the file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 279 FROM COMMITTEE CONTINUED

By unanimous consent the notice of motion to withdraw Assembly Bill No. 279 from the Committee on Water, Parks and Wildlife was 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. 701 : Morrow—No.

Assembly Bill No. 794: Cardenas, Cunneen, Firestone, Goldsmith, Kuykendall, Machado, and Morrissey—Aye; Campbell, Olberg, and Woods—No.

Floyd Motion to Temporarily Suspend the Rules : Havice—Aye.

Assembly Bill No. 1610, Resolution to Invoke Constitution: Mazzoni, McClintock, and Migden—Aye.

Assembly Bill No. 593: Alby, Caldera, Davis, Machado, Olberg, and Strom-Martin—Aye.

Assembly Bill No. 1214: Cunneen—No.

Assembly Bill No. 1178: Alby, Baugh, Caldera, Gallegos, Havice, Honda, Kaloogian, Olberg, and Woods—Aye.

Assembly Bill No. 690: Ducheny, Gallegos, and Lempert—Aye; Migden—No.

Assembly Bill No. 29: Battin, Baugh, Gallegos, Goldsmith, and Sweeney—Aye; Ashburn, Morrow, and Pacheco—No.

Assembly Bill No. 290, Consent Calendar: Goldsmith—Aye.

Assembly Bill No. 207: Bordonaro, Gallegos, Goldsmith, McClintock, Migden, Woods, and Wright—Aye.

Assembly Bill No. 445: Baugh, Bordonaro, McClintock, and Woods—Aye.

Assembly Bill No. 446: Bordonaro, Campbell, Cunneen, Ducheny, Knox, and Migden—Aye.

Assembly Bill No. 466: Aguiar, Caldera, and Lempert—Aye; Migden—No.

Assembly Bill No. 467: Cardenas, Ducheny, and Lempert—Aye; Migden—No.

Assembly Bill No. 721: Cardenas, Ducheny, Honda, Knox, Lempert, Machado, Migden, and Poochigian—Aye.

Assembly Bill No. 947: Baugh, Honda, House, Migden, Miller, Poochigian, and Pringle—Aye.

Assembly Bill No. 974: Baugh, Ducheny, Knox, Migden, and Poochigian—Aye.

Assembly Bill No. 1052: Goldsmith—Aye; Alby, Morrow, and Olberg—No.

Assembly Bill No. 1483: Alby, Goldsmith, Migden, Poochigian, and Pringle—Aye.

Assembly Bill No. 334 and Urgency: Goldsmith, Machado, Migden, and Poochigian—Aye.

Assembly Bill No. 76: Goldsmith, Mazzoni, Migden, Poochigian, and Woods—Aye.

Assembly Bill No. 493: Ducheny, Goldsmith, Kaloogian, Migden, Miller, and Pacheco—Aye.

Assembly Bill No. 1147: Aguiar, Goldsmith, Olberg, and Poochigian—Aye; Granlund, Kaloogian, and Morrow—No.

Assembly Bill No. 1526: Ashburn, Battin, Bowen, Goldsmith, Kaloogian, and Poochigian—Aye; Olberg—No.

Assembly Bill No. 530: Goldsmith—Aye; Baugh and Kaloogian—No.

Assembly Bill No. 753: Goldsmith, Olberg, and Pringle—Aye.

Assembly Bill No. 831: Bowen, Cardenas, Davis, Ducheny, Goldsmith, Kaloogian, Knox, Machado, Migden, and Shelley—Aye.

Assembly Bill No. 865: Bowen, Cardenas, Goldsmith, Kaloogian, Knox, Machado, and Migden—Aye.

Assembly Bill No. 287: Cardenas, Goldsmith, Kaloogian, and Machado—Aye.

Assembly Bill No. 925: Goldsmith—Aye.

Assembly Bill No. 941: Goldsmith, Kaloogian, Knox, and Machado—Aye; Bowen—No.

Assembly Bill No. 1020: Ashburn, Goldsmith, Migden, and Olberg—Aye; Kaloogian and Morrow—No.

Assembly Bill No. 1152: Caldera, Ducheny, Goldsmith, Kaloogian, Machado, and Migden—Aye.

Assembly Bill No. 55: Miller—No.

Assembly Bill No. 1138: Caldera, Cunneen, and Goldsmith—Aye.

Assembly Bill No. 1139: Bowen—No.

Assembly Bill No. 187: Campbell and Goldsmith—Aye; Bordonaro—No.

Assembly Bill No. 1134: Baugh, Cunneen and Goldsmith—Aye; Morrow—No.

Assembly Bill No. 618: Cunneen, Kaloogian and Mazzoni—Aye.

Assembly Bill No. 1472: Cunneen—No.

Assembly Bill No. 620: Machado and Washington—Aye.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Washington that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 6:02 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Rules Subcommittee on Sexual Harassment on June 4, 1997, in Room 444.

INTRODUCTION OF GUESTS

Assembly Member Oller, of the 4th Assembly District, introduced his wife Londa, and Jim and Glenna Larson, of San Andreas, and Donald Larson.

ADJOURNMENT

At 6:05 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until Friday, May 30, 1997, upon Call of the Speaker; in honor of Art and Eva Bergstrom, on motion of Assembly Members Campbell and Alquist; out of respect to the memory of Officer Charles Lazzaretto, on motion of Assembly Member Wildman; out of respect to the memory of Mary Agnes Wayne and Amanda Carrillo, on motion of Assembly Member Napolitano; out of respect to the memory of Lois Elizabeth Downing, on motion of Assembly Members Ashburn and Prenter; out of respect to the memory of Vardui Abgaryan, Graham Haybird, and James Granger, on motion of Assembly Member Cardenas; out of respect to the memory of George Colouris, on motion of Assembly Member Brewer; and out of respect to the memory of Nancy Smith, on motion of Assembly Member Battin.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MAY 29, 1997

The following measures were amended in the Assembly on this day:

AB	RN		ACR	RN
15	9713968		58	9714711
304	9714556			
332	9714716		SB	RN
338	9714757		456	9714243
1114	9714942		780	9714655
1516	9710105			
1551	9714784			
1610	9714735	(Set 1)		
	9714772	(Set 2)		
1612	9714734			

Daily Total: 12
Cumulative Total: 1929

Amendments were considered by the Assembly, but not adopted, to the following measures:

AB

15 (Granlund amendments—Set 2, RN 9711587, laid upon the table)
(Granlund amendments—Set 3, RN 9711669, laid upon the table)
29 (Oller amendments, laid upon the table)
1039 (Pringle amendments, RN 9711077, laid upon the table)
1214 (Granlund amendments—Set 1, RN 9714715, laid upon the table)
(Runner amendments—Set 2, laid upon the table)

AJR

13 (Olberg amendments, laid upon the table)

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, May 30, 1997

EIGHTIETH SESSION DAY

ONE HUNDRED EIGHTIETH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, May 30, 1997

The Assembly met at 4:03 p.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Morrissey moved a quorum call of the Assembly.

Motion carried. Time, 4:04 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 4:31 p.m., Assembly Member Pringle announced that the Republican Caucus would meet at this time in the Tom Bane Rules Committee Room.

At 5 p.m., Speaker Bustamante announced that the Democratic Caucus would meet at this time, in the Assembly Lounge.

Quorum Present

At 5:55 p.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Olberg	Washington
Brewer	House	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Pacheco	Woods
Campbell	Kuehl	Papan	Wright
Cardenas	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	
Cunneen	Lempert	Prenter	

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Assembly Member Jack Scott, of the 44th Assembly District:

Father, We thank You for the opportunity to serve this great state as public officials. May we do this difficult task with humility and integrity. And now grant us the courage to change the things that should be changed, the serenity to accept the things which cannot be changed, and the wisdom to discern the difference.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Havice 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 Kuykendall.

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 Thompson.

On legislative business: Assembly Member Kaloogian.

(NOTE: This day's Journal corrected to show Assembly Member Kaloogian excused on this day on legislative business pursuant to further explanation of absence. See Assembly Journal, page 3099.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

May 30, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember George Runner to the Assembly Appropriations Committee to replace Assemblymember Bruce Thompson for today, May 30, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

May 29, 1997

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: I am writing to ask that my per diem for May 16, 17 and 18, 1997 be withheld. On Friday the 16th I was in my district on legislative business. Because I was not in Sacramento, I do not believe it is appropriate to receive per diem for that day or for the weekend.

Please do not hesitate to contact me or my Chief of Staff Robert Becker should you have questions regarding this matter.

Sincerely,

BILL CAMPBELL, Assembly Member
Seventy-first District

The following proposed initiatives were received by the Chief Clerk from:

Rosemary R. Calderon, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the title, summary, and text of the following proposed initiatives pursuant to Elections Code, Section 9007:

Public Water Systems. Fluoridation Prohibited. Initiative Statute.

Referred by the Speaker to the Committee on Health.

Campaign Contributions. Labor Unions. Employers. Foreign Entities. Initiative Statute.

Referred by the Speaker to the Committee on Elections, Reapportionment and Constitutional Amendments.

REPORTS

The following reports were presented by the Chief Clerk:

Bureau of Security and Investigative Services, Sunset Review Report (Pursuant to Budget Control Language [Chapter 162, SB 1393] of the 1996–97 Budget Act)

Above transmitted report, together with letter of transmittal from Marjorie M. Berte, Director, Department of Consumer Affairs, Sacramento, dated April 24, 1997, referred by the Speaker to the Committee on Budget.

Effectiveness of the Early Mental Health Initiative Report (Pursuant to Chapter 757, Statutes of 1991, and Chapter 722, Statutes of 1992)

Above transmitted report, together with letter of transmittal from Stephen W. Mayberg, Ph.D., Director, Department of Mental Health, Sacramento, dated May 12, 1997, referred by the Speaker to the Committee on Health.

Minority, Women and Disabled Veteran Business Enterprise Report 1995–96 (Pursuant to Chapter 1330, Statutes of 1992)

Above transmitted report, together with letter of transmittal from Stephen W. Mayberg, Ph.D., Director, Department of Mental Health, Sacramento, dated May 12, 1997, referred by the Speaker to the Committee on Utilities and Commerce.

Hazardous Waste Fee Collections, January 1, 1997 to March 31, 1997 (Pursuant to Health and Safety Code Section 25178.1)

Above transmitted report, together with letter of transmittal from E.L. Sorensen, Jr., Executive Director, State Board of Equalization, Sacramento, dated May 13, 1997, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

An Assessment of Low Pressure Crude Oil Pipelines and Crude Oil Gathering Lines in California, April 1997 (Pursuant to Government Code Section 51015.05)

Above transmitted report, together with letter of transmittal from Richard A. Wilson, Director, Department of Forestry and Fire Protection, Sacramento, dated May 15, 1997, referred by the Speaker to the Committee on Natural Resources.

Bureau of Medi-Cal Fraud—Quarterly Report

Above transmitted report, together with letter of transmittal from Thomas A. Temmerman, Director, Bureau of Medi-Cal Fraud, Department of Justice, Sacramento, dated May 21, 1997, referred by the Speaker to the Committee on Health.

Summary of Flood Control Expenditures by the Department of Water Resources 1946–96 (Pursuant to Water Code Sections 12830 and 12875)

Above transmitted report, together with letter of transmittal from David N. Kennedy, Director, Department of Water Resources, Sacramento, dated May 23, 1997, referred by the Speaker to the Committee on Water, Parks and Wildlife.

Status Report on the Adoption of Mitigation Measures on Market Power Issues to the California State Legislature (Pursuant to Supplemental Budget Language of 1996)

Above transmitted report, together with letter of transmittal from Wesley M. Franklin, Executive Director, Public Utilities Commission, San Francisco, dated May 23, 1997, referred by the Speaker to the Committee on Budget.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 30, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 15
Assembly Bill No. 304
Assembly Bill No. 332
Assembly Bill No. 338
Assembly Bill No. 1114
Assembly Bill No. 1551

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, May 30, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 909
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, May 30, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 1516
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, May 30, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 58
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, May 30, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 762
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, May 30, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 31
And reports the same correctly enrolled, and presented to the Secretary of State on the 30th day of May, 1997, at 10:15 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, May 30, 1997

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 30th day of May, 1997, at 11:45 a.m.

E. DOTSON WILSON, Chief Clerk

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, May 30, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(3) and (a)(7) as it relates to Assembly Bill No. 297.

VALERIE BROWN

Assembly Chamber, May 30, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(3) and 61(a)(4) as it relates to Assembly Bill No. 1363.

RICHARD FLOYD

Above requests ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Labor and Employment

May 30, 1997

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Assembly Bill No. 1363

With author's amendments with the recommendation: Amend, and re-refer to the Committee.

FLOYD, Chairman

ASSEMBLY BILL NO. 1363—An act to add Section 15038.51 to the Unemployment Insurance Code, relating to job training.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: May 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 4
Assembly Bill No. 6
Assembly Bill No. 23
Assembly Bill No. 42
Assembly Bill No. 45
Assembly Bill No. 67
Assembly Bill No. 82
Assembly Bill No. 83
Assembly Bill No. 115
Assembly Bill No. 122
Assembly Bill No. 130
Assembly Bill No. 168
Assembly Bill No. 232
Assembly Bill No. 257
Assembly Bill No. 278
Assembly Bill No. 293
Assembly Bill No. 301
Assembly Bill No. 319
Assembly Bill No. 321
Assembly Bill No. 381
Assembly Bill No. 411
Assembly Bill No. 424
Assembly Bill No. 459
Assembly Bill No. 490
Assembly Bill No. 492
Assembly Bill No. 494
Assembly Bill No. 513
Assembly Bill No. 532
Assembly Bill No. 556
Assembly Bill No. 629
Assembly Bill No. 641
Assembly Bill No. 645

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 651
Assembly Bill No. 652
Assembly Bill No. 670
Assembly Bill No. 696
Assembly Bill No. 705
Assembly Bill No. 732
Assembly Bill No. 741
Assembly Bill No. 760
Assembly Bill No. 762
Assembly Bill No. 776
Assembly Bill No. 780
Assembly Bill No. 822
Assembly Bill No. 832
Assembly Bill No. 863
Assembly Bill No. 864
Assembly Bill No. 870
Assembly Bill No. 899
Assembly Bill No. 932
Assembly Bill No. 950
Assembly Bill No. 954
Assembly Bill No. 956
~~Assembly Bill No. 991~~
Assembly Bill No. 993
Assembly Bill No. 1021
Assembly Bill No. 1056
Assembly Bill No. 1109
Assembly Bill No. 1117
Assembly Bill No. 1127
Assembly Bill No. 1133
Assembly Bill No. 1162
Assembly Bill No. 1184
Assembly Bill No. 1190

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

(NOTE: On June 2, 1997, the action was rescinded whereby the above Report of the Committee on Appropriations relative to Assembly Bill No. 991 was received and read in the Assembly and whereby the bill was ordered to second reading. See page 2217.)

Date of Hearing: May 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1194
Assembly Bill No. 1197
Assembly Bill No. 1206
Assembly Bill No. 1217
Assembly Bill No. 1245
Assembly Bill No. 1281
Assembly Bill No. 1333
Assembly Bill No. 1339
~~Assembly Bill No. 1346~~
Assembly Bill No. 1415
Assembly Bill No. 1416
Assembly Bill No. 1420
Assembly Bill No. 1444
Assembly Bill No. 1513
Assembly Bill No. 1520
Assembly Bill No. 1539
Assembly Bill No. 1570
Assembly Bill No. 1606

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

(NOTE: On June 2, 1997, the action was rescinded whereby the above Report of the Committee on Appropriations relative to Assembly Bill No. 1346 was received and read in the Assembly and whereby the bill was ordered to second reading. See page 2217.)

Committee on Budget

Date of Hearing: May 29, 1997

Mr. Speaker: Your Committee on Budget reports:

Assembly Bill No. 226
Assembly Bill No. 655

With the recommendation: Do pass.

DUCHENY, Chairwoman

Above bills ordered to second reading.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Housing and Community Development to convene jointly with the Senate Committee on Housing and Land Use, on Monday, June 9, 1997, at 3 p.m., in Room 2040.

ADJOURN IN MEMORY

Assembly Member Aguiar was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Memorie Aguerre and Angela La'Gazcue, of Chino.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Goldsmith announced his intention to request that Assembly Bill No. 363 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Kuehl announced her intention to request that Assembly Bills Nos. 101 and 250 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Murray announced his intention to request that Assembly Bill No. 54 be removed from the inactive file.

ADJOURN IN MEMORY

Assembly Member Scott was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Stephen Mack Jr. former president NAACP, Pasadena, of South Pasadena.

BILL 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 Bill No. 197, on request of Assembly Member Thomson;

Assembly Bill No. 826, on request of Assembly Member Thomson;

Assembly Bill No. 768, on request of Assembly Member Gallegos;

Assembly Bill No. 489, on request of Assembly Member Figueroa;

Assembly Bill No. 1564, on request of Assembly Member Ducheny;

Assembly Bill No. 65, on request of Assembly Member Migden;

Assembly Bill No. 201, on request of Assembly Member Bowen;

Assembly Bill No. 847, on request of Assembly Member Wayne;

Assembly Bill No. 1120, on request of Assembly Member Knox;

Assembly Bill No. 468, on request of Assembly Member Cardoza;

Assembly Bill No. 136, on request of Assembly Member Villaraigosa;

Assembly Bill No. 488, on request of Assembly Member Caldera.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1342—An act to amend Sections 33333.6 and 33426.5 of the Health and Safety Code, relating to redevelopment.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 103—An act to amend Sections 801, 802, 803, 803.1, 803.2, and 805 of, and to add Section 2027 to, the Business and Professions Code, relating to healing arts.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 117—An act to add Section 44002.5 to the Public Resources Code, relating to solid waste.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 134—An act to amend Section 3540.1 of the Government Code, relating to public school employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 153—An act to add Section 53077.5 to the Government Code, and to amend Section 5353 of the Public Utilities Code, relating to youth groups.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 158—An act to amend Sections 19809 and 19810 of, and to add Section 19823.5 to, the Business and Professions Code, relating to gaming.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 196—An act to add Sections 17053.19 and 23619 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. 234—An act relating to school facilities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 308—An act to amend Section 10177.4 of the Business and Profession Code, and to add Section 641.4 to the Penal Code, relating to real estate.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 327—An act to amend Section 11165.1 of the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 374—An act to add and repeal Sections 10915, 10916, and 10917 of the Fish and Game Code, relating to marine refuges, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 382—An act to add Section 11329.8 to the Welfare and Institutions Code, relating to employment services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 397—An act to add Chapter 1 (commencing with Section 69400) to Part 42 of the Education Code, relating to postsecondary education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 399—An act to amend Sections 1357.06 and 1357.51 of, and to add Article 6.5 (commencing with Section 1385.5) to Chapter 2.2 of Division 2 of, the Health and Safety Code, and to amend Sections 10198.7 and 10708 of, and to add Chapter 7.5 (commencing with Section 10690) to Part 2 of Division 2 of the Insurance Code, relating to health care coverage, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 405—An act to add Section 1250.05 to the Health and Safety Code, relating to health facilities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 409—An act to add Section 2080.9 to the Fish and Game Code, relating to threatened and endangered species.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 412—An act to amend Section 48900 of, and to add Section 48900.7 to, the Education Code, relating to pupils.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 437—An act to amend Section 41472 of the Education Code, relating to education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 450—An act to amend Sections 7260, 7262.5, and 7264 of the Government Code, relating to housing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 525—An act to amend Section 8804 of the Education Code, relating to Healthy Start Support Services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 536—An act to amend Section 2052 of the Business and Professions Code, to amend Sections 1363.5 and 1399.55 of, and to add Sections 1367.17 and 1370.3 to, the Health and Safety Code, and to amend Section 796.01 of, and to add Sections 10123.200 and 10123.201 to, the Insurance Code, relating to health care coverage.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 550—An act to amend Section 223 of the Code of Civil Procedure, relating to jurors.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 604—An act to amend Sections 1094, 1095, 1110, 1112, 1328, and 2714 of, and to repeal Sections 321, 1095.1, and 2060 of, the Unemployment Insurance Code, relating to employment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 663—An act to add Article 3.5 (commencing with Section 101270) to Chapter 3 of Part 3 of Division 101 of the Health and Safety Code, relating to health.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 664—An act to amend Section 125000 of the Health and Safety Code, relating to hereditary disorders, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 681—An act to add Sections 25297.15, 25299.37.1, and 25355.8 to the Health and Safety Code, and to add Section 13307.1 to the Water Code, relating to the environment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 717—An act to add Section 527.65 to the Code of Civil Procedure, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 722—An act to amend Section 290 of the Penal Code, relating to sex offenders.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 738—An act to amend Sections 10511, 10512, and 10513 of the Public Contract Code, relating to state contracts.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 745—An act to add Sections 1646.9 and 2079 to the Business and Professions Code, and to amend Section 1248.1 of the Health and Safety Code, relating to outpatient care.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 749—An act to amend Sections 10500, 10504, and 10505 of, and to add Section 10504.5 to, of the Public Contract Code, relating to the University of California.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 812—An act to amend Sections 26840.7 and 26840.8 of the Government Code, and to amend Section 18305 of the Welfare and Institutions Code, relating to human services, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 830—An act to amend Sections 1357, 1357.06, 1357.11, 1357.14, 1357.50, 1357.51 of, to add Sections 1357.055, 1357.52, and 1357.53 to, and to add Article 3.17 (commencing with Section 1357.55) to, the Health and Safety Code, and to amend Sections 10198.6, 10198.7, 10700, and 10708 of, and to add Sections 10123.57, 10144.3, and 10273.4 to, the Insurance Code, relating to health care coverage.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 889—An act to add Sections 120967, 120968, and 120969 to the Health and Safety Code, relating to AIDS.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 938—An act to add Section 91000.5 to the Government Code, relating to the Political Reform Act of 1974.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 940—An act to add and repeal Section 7200 of the Public Contract Code, relating to public works.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 976—An act to amend Section 1221 of the Evidence Code, to amend Sections 7471, 7476, and 7480 of the Government Code, to amend Sections 939.2, 939.6, and 1326 of, and to add Sections 1326.1 and 1326.2 to, the Penal Code, and to amend Sections 18645 and 19545 of the Revenue and Taxation Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 992—An act to amend Sections 23086 and 23985.5 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1002—An act to amend Sections 25658, 25658.5, 25661, and 25662 of, and to add Sections 25661.5 and 25666.7 to, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1017—An act to amend Section 14087.325 of, and to add Sections 14087.324, 14087.327, 14087.328, and 14172.3 to, the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1040—An act to amend Section 30 of the Business and Professions Code, to amend Section 1666.5 of the Insurance Code, to amend Sections 17052.15, 17053.45, 17053.46, 17220, 18402, 18604, 18606, 18621.5, 18637, 18638, 18639, 18645, 18662, 18670, 19009, 19011, 19021, 19023, 19024, 19058, 19132.5, 19141.5, 19141.6, 19147, 19164, 19192, 19254, 19263, 19280, 18282, 18301, 19340, 19392, 19411, 19542, 19563, 19701, 19705, 19706, 19719, 23037, 23038, 23040.1, 23095, 23098, 23151, 23151.1, 23151.2, 23153, 23183.1, 23183.2, 23186, 23303, 23305.2, 23332, 23332.5, 23334, 23455, 23501, 23610.5, 23612.6, 23623.5, 23625, 23645, 23646, 23731, 23802, 23809, 23811, 24346, 24356.4, 24356.8, 24357, 24358, 24359, 24402, 24407, 24408, 24409, 24411, 24416, 24416.2, 24677, 24678, 24901, 24912, 24916, 24917, 24942, 25105, 25110, 25111, 25112, and 25128 of, to amend and renumber Section 19532 of, and to amend and renumber the heading of Article 6 (commencing with Section 19280) of Chapter 5 of Part 10.2 of Division 2 of, and to repeal Sections 23184, 23184.5, 23185, 23185a, 23185b, 23186.1, 23186.2, and 23186.5 of, the Revenue and Taxation Code, and to amend Section 56 of Chapter 952 of the Statutes of 1996, relating to taxation, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1164—An act to add Section 11261 to the Welfare and Institutions Code, relating to human services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1181—An act to add Section 1374.16 to the Health and Safety Code, and to amend Section 14016.5 of the Welfare and Insitutions Code, relating to health care.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1195—An act to amend Section 25356.1 of, and to add Sections 25319.6 and 25324.5 to, the Health and Safety Code, relating to hazardous substances.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1198—An act to add Article 6.5 (commencing with Section 53125) to Chapter 1 of Part 1 of Divison 2 of Title 5 of the Government Code, and to amend Section 41136 of the Revenue and Taxation Code, relating to local agencies, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1230—An act to amend Section 129010 of the Health and Safety Code, and to add Article 2.82 (commencing with Section 14087.98) to Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to health, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1251—An act to amend Sections 2260.5, 16004, and 16105 to the Business and Professions Code, and to add Section 367h to the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1256—An act to amend Section 5440 of, and to add Section 5442.9 to, the Business and Professions Code, relating to outdoor advertising.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1291—An act to amend Section 24343 of, and to add Sections 17271.5 and 24443.5 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. 1302—An act to amend Section 30796.7 of, and to add Section 30796.10 to, the Streets and Highways Code, relating to highways.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1338—An act to amend Section 14163 of the Welfare and Institutions Code, relating to human services, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1341—An act to add Sections 100237, 100238, and 100239 to the Health and Safety Code, relating to health research.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1353—An act to add Section 87482.65 to the Education Code, relating to postsecondary education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1387—An act to add and repeal Chapter 12.5 (commencing with Section 259990) of Division 15 of the Public Resources Code, relating to energy resources, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1395—An act to amend Sections 19271 and 19272 of, to amend and renumber Section 19532 of, and to add Section 19274 to, the Revenue and Taxation Code, relating to child support.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1423—An act to add Section 741.25 to the Public Utilities Code, relating to telecommunications.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1481—An act to amend Sections 130051 and 130051.6 of, and to repeal Sections 130051.5 and 130051.10 of, the Public Utilities Code, relating to transportation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1508—An act to add Sections 15365.11 and 15392.8 to the Government Code, relating to international trade.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1521—An act relating to air pollution.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1532—An act relating to crimes, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1568—An act to amend Section 1777.1 of the Labor Code, relating to public works.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1569—An act to amend Section 1775 of the Labor Code, relating to public works.

Bill read second time, and ordered to third reading.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 4—Assembly 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 adding Section 1.5 to Article XIII A thereof, relating to local government finance.

Resolution read second time, and ordered to third reading.

ASSEMBLY BILL NO. 75—An act to amend Sections 1377 and 11160 of the Penal Code, relating to victims of crime.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 205—An act to amend Sections 2530.2 and 2534.2 of, to amend the heading of Article 6 (commencing with Section 2535) of Chapter 5.3 of Division 2 of, to amend and renumber Sections 2538 and 2539 of, to add Section 2532.6 to, and to add Article 7.5 (commencing with Section 2538) to Chapter 5.3 of Division 2 of, the Business and Professions Code, and to amend Section 56363 of the Education Code, relating to speech-language pathology, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 268—An act to amend Sections 113803, 113813, 113865, 114020, 114145, 114265, 114360, and 114380 of, to amend the heading of Article 11 (commencing with Section 114250) of Chapter 4 of Part 7 of Division 104 of, and to amend and renumber Section 113732 of, the Health and Safety Code, relating to retail food facilities.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 330—An act to amend Sections 55601.5, 55601.6, and 55601.8 of the Food and Agricultural Code, relating to agriculture, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 388—An act to amend Sections 15.1 and 24 of the Castaic Lake Water Agency Law (Chapter 28 of the Statutes of 1962, First Extraordinary Session), relating to water.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 404—An act to add Section 3099.5 to, and to repeal Section 3099 of, the Business and Professions Code, relating to optometry.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 421—An act to add Section 39618 to the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 553—An act to amend Section 17014 of the Education Code, relating to school facilities.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 581—An act to amend Sections 392, 394, and 396 of the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 622—An act to amend Section 853.6a of the Penal Code, relating to juveniles.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 723—An act to amend Section 17331 of, and to repeal and add Section 17345 of, the Financial Code, relating to escrow agents.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 727—An act add Section 51223.1 to the Education Code, relating to education.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 770—An act to amend Section 25208.16 of the Health and Safety Code, relating to hazardous waste.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 874—An act to amend Sections 6591, 15814.24, 16731.6, 17070, 17072, 17096, and 17403 of, and to add Sections 6547.8, 17070.1, and 17096.1 to, the Government Code, relating to government finance, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 922—An act to amend Section 98 of the Revenue and Taxation Code, relating to local government finance.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 980—An act add Section 13331 to the Government Code, relating to the State Budget, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 996—An act to amend Sections 5274 and 5490 of the Business and Professions Code, and to repeal Section 3 of Chapter 495 of the Statutes of 1996, relating to advertising.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1061—An act to amend Section 40727 of, and to add Section 40727.2 to, the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1211—An act to amend Sections 832.3 and 832.4 of the Penal Code, relating to peace officers.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1325—An act to amend Sections 660 and 663 of the Welfare and Institutions Code, relating to youthful offenders.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1390—An act to amend Section 27203.5 of, and to add Sections 27204 and 27204.5 to, the Government Code, relating to county recorders.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1432—An act to amend Sections 134, 272, 1801, 1852.2, 1901, 3100, 3804, 4839, 31115, and 33301 of, to add Section 600.3 to, and to repeal Sections 183, 600.2, and 662 of, the Financial Code, and to amend Section 53651.4 of the Government Code, relating to financial institutions.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1467—An act to amend Sections 1527, 1527.4, 1527.5, and 1527.6 of the Health and Safety Code, relating to community care facilities.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1480—An act to amend Sections 22001.5 and 22008 of, and to add Section 22037 to, the Food and Agricultural Code, relating to agriculture.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1558—An act to amend Sections 67055, 77528, 77541, 77589, 78623, and 78640 of the Food and Agricultural Code, relating to agriculture.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1559—An act to amend Section 17065 of the Food and Agricultural Code, relating to agriculture.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 179—An act to amend Sections 6256 and 6257 of, and to add Section 6256.5 to, the Government Code, relating to public records.

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. 310—An act to amend Sections 12926, 12930, 12940, 12945, 12965, 12970, 12989.2, and 12993 of the Government Code, relating to discrimination.

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. 323—An act to add and repeal Sections 1520.66, 1524.6, 1538.6, and 1538.7 of the Health and Safety Code, relating to community 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.

ASSEMBLY BILL NO. 376—An act to add Section 6110 to the Public Contract Code, relating to public contracts.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 426—An act to amend Sections 14087.305 and 14089 of, and to add Sections 14087.306 and 14089.01 to, the Welfare and Institutions Code, relating to health 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. 560—An act to amend Sections 1725, 1741, 1750, 1751, and 1764 of, and to add Sections 1768 and 1770 to, the Business and Professions Code, and to amend Section 14132 of the Welfare and Institutions Code, relating to dentistry, 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. 640—An act to amend, repeal, and add Sections 1900, 1901, 1902, 1905, 1906, 1908, 1909, and 41002 of, and to add and repeal Section 46101 of, the Education Code, and to add and repeal Article 18.9 (commencing with Section 749.5) of Chapter 2 of Part 1 of Division 2 of 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. 984—An act to add Section 53113.5 to the Government Code, to amend Sections 1363 and 1367 of, and to add Section 1797.114 to, the Health and Safety Code, and to add Section 10126.6 to the Insurance Code, relating to emergency "911" telephone systems.

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. 1027—An act to amend Section 51283 of, and to add Section 15615.5 to, the Government Code, and to amend Sections 51.5, 167, 255, 273, 273.5, 275, 275.5, 276, 430.5, 441, 454, 468, 741, 742, 743, 748, 833, and 1603 of, to add Sections 401.2, 401.13, 726, 1609.2, and 1616 to, and to add Article 5 (commencing with Section 5190) to Chapter 5 of Part 9 of Division 1 of, the Revenue and Taxation Code, relating to taxation.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1096—An act to amend Section 309.5 of the Public Utilities Code, relating to the Public Utilities Commission.

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. 1173—An act to amend Sections 11100, 11100.1, 11103, 11106, 11107, and 11107.1 of, and to add Section 11106.5 to, the Health and Safety Code, relating to controlled substances.

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. 1507—An act to add Article 7 (commencing with Section 15373.100) to Chapter 2.5 of Part 6.7 of Division 3 of Title 2 of, and to repeal Chapter 1.9 (commencing with Section 65055) of Division 1 of Title 7 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. 1511—An act to add Section 17040.10 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. 1303—An act to amend Sections 19.8, 266h, 266i, 290, 290.2, and 290.5 of, and to add and repeal Section 290.8 of, the Penal Code, and to amend Section 5328.2 of the Welfare and Institutions 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. 100—An act to amend Sections 9201, 9544, 9545, 9630, 9631, and 9718 of, to amend and renumber the heading of Chapter 14 (commencing with Section 9750) of Division 8.5 of, and to repeal Division 8.5 (commencing with Section 9000) of, the Welfare and Institutions Code, relating to aging.

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. 1054—An act to amend Section 1749.5 of the Civil Code, and to amend Section 1520.5 of the Code of Civil Procedure, relating to gift certificates, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bill No. 456, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 257—An act to add and repeal Section 33334.21 of the Health and Safety Code, relating to redevelopment.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted, bill ordered reprinted and to be returned to the second reading file.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 30, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 450
Assembly Bill No. 525
Assembly Bill No. 1291
Assembly Bill No. 1569

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, May 30, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 980
Assembly Bill No. 996

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to the Consent Calendar.

CONSIDERATION OF ASSEMBLY BILL NO. 107 BY UNANIMOUS CONSENT

Assembly Member Ducheny was granted unanimous consent to take up Assembly Bill No. 107, out of order.

ASSEMBLY BILL NO. 107 (Ducheny)—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

By unanimous consent, Assembly Member Ducheny was permitted to open debate on Assembly Bill No. 107, prior to consideration of any proposed amendments.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

As the House granted unanimous consent permitting Assembly Member Ducheny to open debate on Assembly Bill No. 107 prior to consideration of any proposed amendments, will Members be given an opportunity to debate in support or opposition of the bill, after consideration of all proposed amendments?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied in the affirmative, that when the bill is taken up for consideration, Members will be given an opportunity to debate.

Motion to Amend by Assembly Member Baldwin—Set 1

Assembly Member Baldwin moved the adoption of amendments.

Amendments read.

Motion to Table Baldwin Amendments to Assembly Bill No. 107—Set 1

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Baldwin to Assembly Bill No. 107—Set 1 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—44

Alquist	Ducheny	Kuehl	Shelley
Aroner	Escutia	Kuykendall	Strom-Martin
Baca	Figueroa	Lempert	Sweeney
Bowen	Firestone	Machado	Thomson
Brewer	Floyd	Mazzoni	Torlakson
Brown	Gallegos	Migden	Villaraigosa
Caldera	Havice	Murray	Vincent
Cardenas	Hertzberg	Napolitano	Wayne
Cardoza	Honda	Ortiz	Wildman
Cunneen	Keeley	Perata	Wright
Davis	Knox	Scott	Mr. Speaker

NOES—29

Ackerman	Campbell	McClintock	Prenter
Aguiar	Frusetta	Miller	Pringle
Alby	Goldsmith	Morrissey	Runner
Ashburn	Granlund	Morrow	Takasugi
Baldwin	House	Olberg	Woods
Battin	Leach	Oller	
Baugh	Leonard	Pacheco	
Bordonaro	Margett	Poochigian	

Motion to Amend by Assembly Member Baldwin—Set 2

Assembly Member Baldwin moved the adoption of amendments.

Amendments read.

Motion to Table Baldwin Amendments to Assembly Bill No. 107—Set 2

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Baldwin to Assembly Bill No. 107—Set 2 be laid upon the table.

Assembly Member Thomson seconded the motion.

Motion carried by the following vote:

AYES—44

Alquist	Ducheny	Kuehl	Shelley
Aroner	Escutia	Kuykendall	Strom-Martin
Baca	Figueroa	Lempert	Sweeney
Bowen	Firestone	Machado	Thomson
Brewer	Floyd	Mazzoni	Torlakson
Brown	Gallegos	Migden	Villaraigosa
Caldera	Havice	Murray	Vincent
Cardenas	Hertzberg	Napolitano	Wayne
Cardoza	Honda	Ortiz	Wildman
Cunneen	Keeley	Perata	Wright
Davis	Knox	Scott	Mr. Speaker

NOES—29

Ackerman	Campbell	McClintock	Prenter
Aguiar	Frusetta	Miller	Pringle
Alby	Goldsmith	Morrissey	Runner
Ashburn	Granlund	Morrow	Takasugi
Baldwin	House	Olberg	Woods
Battin	Leach	Oller	
Baugh	Leonard	Pacheco	
Bordonaro	Margett	Poochigian	

Motion to Amend by Assembly Member Sweeney—Set 3

Assembly Member Sweeney moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—73

Ackerman	Davis	Leonard	Runner
Aguiar	Escutia	Machado	Scott
Alby	Figueroa	Margett	Shelley
Alquist	Firestone	Martinez	Strom-Martin
Aroner	Floyd	Mazzoni	Sweeney
Ashburn	Frusetta	Migden	Takasugi
Baca	Gallegos	Miller	Thomson
Baldwin	Goldsmith	Morrissey	Torlakson
Battin	Granlund	Morrow	Villaraigosa
Baugh	Havice	Murray	Vincent
Bordonaro	Hertzberg	Napolitano	Washington
Bowen	Honda	Olberg	Wayne
Brewer	House	Oller	Wildman
Brown	Keeley	Ortiz	Woods
Caldera	Knox	Pacheco	Wright
Campbell	Kuehl	Papan	Mr. Speaker
Cardenas	Kuykendall	Perata	
Cardoza	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—None

Consideration of Further Amendments

Speaker pro Tempore Kuehl was granted unanimous consent that further amendments to Assembly Bill No. 107 be taken up for consideration, prior to reprinting of the bill.

Motion to Amend by Assembly Member Morrow—Set 4

Assembly Member Morrow moved the adoption of amendments.

Amendments read.

Motion to Table Morrow Amendments to Assembly Bill No. 107—Set 4

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Morrow to Assembly Bill No. 107—Set 4 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—44

Alquist	Ducheny	Kuehl	Shelley
Aroner	Escutia	Lempert	Strom-Martin
Baca	Figueroa	Machado	Sweeney
Bowen	Firestone	Martinez	Thomson
Brewer	Floyd	Mazzoni	Torlakson
Brown	Gallegos	Migden	Villaraigosa
Caldera	Havice	Murray	Vincent
Cardenas	Hertzberg	Napolitano	Wayne
Cardoza	Honda	Ortiz	Wildman
Cunneen	Keeley	Perata	Wright
Davis	Knox	Scott	Mr. Speaker

NOES—29

Ackerman	Campbell	McClintock	Prenter
Aguiar	Frusetta	Miller	Pringle
Alby	Goldsmith	Morrissey	Runner
Ashburn	Granlund	Morrow	Takasugi
Baldwin	House	Olberg	Woods
Battin	Leach	Oller	
Baugh	Leonard	Pacheco	
Bordonaro	Margett	Poochigian	

Motion to Amend by Assembly Member Bordonaro—Set 5

Assembly Member Bordonaro moved the adoption of amendments.

Amendments read.

Motion to Table Bordonaro Amendments to Assembly Bill No. 107—Set 5

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Bordonaro to Assembly Bill No. 107—Set 5 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—45

Alquist	Escutia	Lempert	Sweeney
Aroner	Figueroa	Machado	Thomson
Baca	Firestone	Martinez	Torlakson
Bowen	Floyd	Mazzoni	Villaraigosa
Brewer	Gallegos	Migden	Vincent
Brown	Havice	Murray	Wayne
Caldera	Hertzberg	Napolitano	Wildman
Cardenas	Honda	Ortiz	Wright
Cardoza	Keeley	Perata	Mr. Speaker
Cunneen	Knox	Scott	
Davis	Kuehl	Shelley	
Ducheny	Kuykendall	Strom-Martin	

NOES—29

Ackerman	Campbell	McClintock	Prenter
Aguiar	Frusetta	Miller	Pringle
Alby	Goldsmith	Morrissey	Runner
Ashburn	Granlund	Morrow	Takasugi
Baldwin	House	Olberg	Woods
Battin	Leach	Oller	
Baugh	Leonard	Pacheco	
Bordonaro	Margett	Poochigian	

Motion to Amend by Assembly Member Olberg—Set 6

Assembly Member Olberg moved the adoption of amendments.

Amendments read.

Motion to Table Olberg Amendments to Assembly Bill No. 107—Set 6

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Olberg to Assembly Bill No. 107—Set 6 be laid upon the table.

Assembly Member Thomson seconded the motion.

Motion carried by the following vote:

AYES—40

Alquist	Escutia	Lempert	Strom-Martin
Aroner	Figueroa	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Bowen	Gallegos	Migden	Torlakson
Brown	Havice	Murray	Villaraigosa
Caldera	Hertzberg	Napolitano	Vincent
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Papan	Wildman
Davis	Knox	Perata	Wright
Ducheny	Kuehl	Shelley	Mr. Speaker

NOES—30

Ackerman	Campbell	Margett	Poochigian
Aguiar	Frusetta	McClintock	Prenter
Alby	Goldsmith	Miller	Pringle
Ashburn	Granlund	Morrissey	Runner
Baldwin	House	Morrow	Takasugi
Battin	Kuykendall	Olberg	Woods
Baugh	Leach	Oller	
Bordonaro	Leonard	Pacheco	

Motion to Amend by Assembly Member Woods—Set 7

Assembly Member Woods moved the adoption of amendments.

Amendments read.

Motion to Table Woods Amendments to Assembly Bill No. 107—Set 7

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Woods to Assembly Bill No. 107—Set 7 be laid upon the table.

Assembly Member Napolitano seconded the motion.

Motion carried by the following vote:

AYES—40

Alquist	Figueroa	Machado	Shelley
Baca	Floyd	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Thomson
Brown	Havice	Migden	Torlakson
Caldera	Hertzberg	Murray	Villaraigosa
Cardenas	Honda	Napolitano	Vincent
Cardoza	Keeley	Ortiz	Wayne
Davis	Knox	Papan	Wildman
Ducheny	Kuehl	Perata	Wright
Escutia	Lempert	Scott	Mr. Speaker

NOES—29

Ackerman	Campbell	McClintock	Prenter
Aguiar	Frusetta	Miller	Pringle
Alby	Goldsmith	Morrissey	Runner
Ashburn	Granlund	Morrow	Takasugi
Baldwin	House	Olberg	Woods
Battin	Leach	Oller	
Baugh	Leonard	Pacheco	
Bordonaro	Margett	Poochigian	

Motion to Amend by Assembly Member Alby—Set 8

Assembly Member Alby moved the adoption of amendments.

Amendments read.

Motion to Table Alby Amendments to Assembly Bill No. 107—Set 8

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Alby to Assembly Bill No. 107—Set 8 be laid upon the table.

Assembly Member Thomson seconded the motion.

Motion carried by the following vote:

AYES—43

Alquist	Escutia	Lempert	Strom-Martin
Aroner	Figueroa	Machado	Sweeney
Baca	Firestone	Martinez	Thomson
Bowen	Floyd	Mazzoni	Torlakson
Brown	Gallegos	Migden	Villaraigosa
Caldera	Havice	Murray	Vincent
Cardenas	Hertzberg	Napolitano	Wayne
Cardoza	Honda	Ortiz	Wildman
Cunneen	Keeley	Papan	Wright
Davis	Knox	Perata	Mr. Speaker
Ducheny	Kuehl	Shelley	

NOES—29

Ackerman	Frusetta	McClintock	Prenter
Aguiar	Goldsmith	Miller	Pringle
Alby	Granlund	Morrissey	Runner
Baldwin	House	Morrow	Takasugi
Battin	Kuykendall	Olberg	Woods
Baugh	Leach	Oller	
Bordonaro	Leonard	Pacheco	
Campbell	Margett	Poochigian	

Amendments Withdrawn

Without objection, Assembly Member Margett withdrew his amendments to Assembly Bill No. 107—Set 9.

Motion to Amend by Assembly Member Margett—Set 9.1

Assembly Member Margett moved the adoption of amendments.

Amendments read.

Motion to Table Margett Amendments to Assembly Bill No. 107—Set 9.1

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Margett to Assembly Bill No. 107—Set 9.1 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—44

Alquist	Ducheny	Kuehl	Shelley
Aroner	Escutia	Kuykendall	Strom-Martin
Baca	Figueroa	Lempert	Sweeney
Bowen	Firestone	Martinez	Thomson
Brewer	Floyd	Mazzoni	Torlakson
Brown	Gallegos	Migden	Villaraigosa
Caldera	Havice	Murray	Vincent
Cardenas	Hertzberg	Napolitano	Wayne
Cardoza	Honda	Ortiz	Wildman
Cunneen	Keeley	Papan	Wright
Davis	Knox	Perata	Mr. Speaker

NOES—29

Ackerman	Campbell	McClintock	Prenter
Aguiar	Frusetta	Miller	Pringle
Alby	Goldsmith	Morrissey	Runner
Ashburn	Granlund	Morrow	Takasugi
Baldwin	House	Olberg	Woods
Battin	Leach	Oller	
Baugh	Leonard	Pacheco	
Bordonaro	Margett	Poochigian	

Motion to Amend by Assembly Member Baugh—Set 10

Assembly Member Baugh moved the adoption of amendments.

Amendments read.

Motion to Table Baugh Amendments to Assembly No. 107—Set 10

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Baugh to Assembly Bill No. 107—Set 10 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—45

Alquist	Escutia	Lempert	Sweeney
Aroner	Figueroa	Machado	Thomson
Baca	Firestone	Martinez	Torlakson
Bowen	Floyd	Mazzoni	Villaraigosa
Brewer	Gallegos	Migden	Vincent
Brown	Havice	Murray	Wayne
Caldera	Hertzberg	Napolitano	Wildman
Cardenas	Honda	Ortiz	Wright
Cardoza	Keeley	Papan	Mr. Speaker
Cunneen	Knox	Scott	
Davis	Kuehl	Shelley	
Ducheny	Kuykendall	Strom-Martin	

NOES—29

Ackerman	Campbell	McClintock	Prenter
Aguiar	Frusetta	Miller	Pringle
Alby	Goldsmith	Morrissey	Runner
Ashburn	Granlund	Morrow	Takasugi
Baldwin	House	Olberg	Woods
Battin	Leach	Oller	
Baugh	Leonard	Pacheco	
Bordonaro	Margett	Poochigian	

Motion to Amend by Assembly Member Miller—Set 11

Assembly Member Miller moved the adoption of amendments.

Amendments read.

Motion to Table Miller Amendments to Assembly Bill No. 107—Set 11

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Miller to Assembly Bill No. 107—Set 11 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—44

Alquist	Escutia	Lempert	Shelley
Aroner	Figueroa	Machado	Strom-Martin
Baca	Firestone	Martinez	Sweeney
Bowen	Floyd	Mazzoni	Thomson
Brown	Gallegos	Migden	Torlakson
Caldera	Havice	Murray	Villaraigosa
Cardenas	Hertzberg	Napolitano	Vincent
Cardoza	Honda	Ortiz	Wayne
Cunneen	Keeley	Papan	Wildman
Davis	Knox	Perata	Wright
Ducheny	Kuehl	Scott	Mr. Speaker

NOES—29

Ackerman	Campbell	McClintock	Prenter
Aguiar	Frusetta	Miller	Pringle
Alby	Goldsmith	Morrissey	Runner
Ashburn	Granlund	Morrow	Takasugi
Baldwin	House	Olberg	Woods
Battin	Leach	Oller	
Baugh	Leonard	Pacheco	
Bordonaro	Margett	Poochigian	

Motion to Amend by Assembly Member Firestone—Set 12

Assembly Member Firestone moved the adoption of amendments.

Amendments read.

Time for Debate Yielded

Without objection, Assembly Member Firestone yielded his remaining time for debate to Assembly Member Cunneen.

Motion to Table Firestone Amendments to Assembly Bill No. 107—Set 12

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Firestone to Assembly Bill No. 107—Set 12 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—41

Alby	Figueroa	Martinez	Thomson
Alquist	Floyd	Mazzoni	Torlakson
Aroner	Gallegos	Migden	Villaraigosa
Bowen	Granlund	Murray	Vincent
Brown	Havice	Napolitano	Wayne
Caldera	Hertzberg	Ortiz	Wildman
Campbell	Honda	Papan	Wright
Cardenas	Keeley	Perata	Mr. Speaker
Davis	Knox	Shelley	
Ducheny	Kuehl	Strom-Martin	
Escutia	Lempert	Sweeney	

NOES—14

Ackerman	Frusetta	Leonard	Takasugi
Brewer	Goldsmith	Oller	Woods
Cunneen	House	Pacheco	
Firestone	Kuykendall	Runner	

Motion to Amend by Assembly Member Ashburn—Set 13

Assembly Member Ashburn moved the adoption of amendments.

Amendments read.

Motion to Table Ashburn Amendments to Assembly Bill No. 107—Set 13

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Ashburn to Assembly Bill No. 107—Set 13 be laid upon the table.

Assembly Member Thomson seconded the motion.

Motion carried by the following vote:

AYES—43

Alquist	Figueroa	Mazzoni	Sweeney
Aroner	Floyd	McClintock	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Kuehl	Perata	Wildman
Davis	Lempert	Scott	Wright
Ducheny	Machado	Shelley	Mr. Speaker
Escutia	Martinez	Strom-Martin	

NOES—31

Ackerman	Brewer	Leach	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Cunneen	Margett	Prenter
Ashburn	Firestone	Miller	Pringle
Baldwin	Frusetta	Morrissey	Runner
Battin	Granlund	Morrow	Takasugi
Baugh	House	Olberg	Woods
Bordonaro	Kuykendall	Oller	

Motion to Amend by Assembly Member Ashburn—Set 14

Assembly Member Ashburn moved the adoption of amendments. Amendments read.

Motion to Table Ashburn Amendments to Assembly Bill No. 107—Set 14

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Ashburn to Assembly Bill No. 107—Set 14 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—42

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Floyd	Migden	Torlakson
Baca	Gallegos	Murray	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Brown	Hertzberg	Ortiz	Washington
Caldera	Honda	Papan	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Kuehl	Scott	Wright
Davis	Lempert	Shelley	Mr. Speaker
Ducheny	Machado	Strom-Martin	
Escutia	Martinez	Sweeney	

NOES—31

Ackerman	Brewer	Leach	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Cunneen	Margett	Prenter
Ashburn	Firestone	Miller	Pringle
Baldwin	Frusetta	Morrissey	Runner
Battin	Granlund	Morrow	Takasugi
Baugh	House	Olberg	Woods
Bordonaro	Kuykendall	Oller	

At 6:58 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

Motion to Amend by Assembly Member Ashburn—Set 15

Assembly Member Ashburn moved the adoption of amendments. Amendments read.

Motion to Table Ashburn Amendments to Assembly Bill No. 107—Set 15

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Ashburn to Assembly Bill No. 107—Set 15 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—43

Alquist	Figueroa	Mazzoni	Sweeney
Aroner	Floyd	McClintock	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Kuehl	Perata	Wildman
Davis	Lempert	Scott	Wright
Ducheny	Machado	Shelley	Mr. Speaker
Escutia	Martinez	Strom-Martin	

NOES—31

Ackerman	Campbell	Leach	Pacheco
Aguiar	Cunneen	Leonard	Poochigian
Alby	Firestone	Margett	Prenter
Ashburn	Frusetta	Miller	Pringle
Baldwin	Goldsmith	Morrissey	Runner
Battin	Granlund	Morrow	Takasugi
Bordonaro	House	Olberg	Woods
Brewer	Kuykendall	Oller	

Motion to Amend by Assembly Member Runner—Set 16

Assembly Member Runner moved the adoption of amendments.

Amendments read.

Motion to Table Runner Amendments to Assembly Bill No. 107—Set 16

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Runner to Assembly Bill No. 107—Set 16 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—41

Alquist	Floyd	Migden	Torlakson
Aroner	Gallegos	Murray	Villaraigosa
Baca	Havice	Napolitano	Vincent
Bowen	Hertzberg	Ortiz	Washington
Brown	Honda	Papan	Wayne
Caldera	Keeley	Perata	Wildman
Cardenas	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Martinez	Sweeney	
Figueroa	Mazzoni	Thomson	

NOES—33

Ackerman	Campbell	Leonard	Poochigian
Aguiar	Cunneen	Margett	Prenter
Alby	Firestone	McClintock	Pringle
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Woods
Baugh	House	Olberg	
Bordonaro	Kuykendall	Oller	
Brewer	Leach	Pacheco	

Motion to Amend by Assembly Member Ashburn—Set 17

Assembly Member Ashburn moved the adoption of amendments.

Amendments read.

Motion to Table Ashburn Amendments to Assembly Bill No. 107—Set 17

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Ashburn to Assembly Bill No. 107—Set 17 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—32

Ackerman	Campbell	Leach	Oller
Aguiar	Cunneen	Leonard	Pacheco
Alby	Firestone	Margett	Poochigian
Baldwin	Frusetta	McClintock	Prenter
Battin	Goldsmith	Miller	Pringle
Baugh	Granlund	Morrissey	Runner
Bordonaro	House	Morrow	Takasugi
Brewer	Kuykendall	Olberg	Woods

Motion to Amend by Assembly Member Campbell—Set 18

Assembly Member Campbell moved the adoption of amendments.

Amendments read.

Motion to Table Campbell Amendments to Assembly Bill No. 107—Set 18

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Campbell to Assembly Bill No. 107—Set 18 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—42

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Floyd	Migden	Torlakson
Baca	Gallegos	Murray	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Brown	Hertzberg	Ortiz	Washington
Caldera	Honda	Papan	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Martinez	Sweeney	

NOES—33

Ackerman	Campbell	Leonard	Poochigian
Aguiar	Cunneen	Margett	Prenter
Alby	Firestone	McClintock	Pringle
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Woods
Baugh	House	Olberg	
Bordonaro	Kuykendall	Oller	
Brewer	Leach	Pacheco	

Motion to Amend by Assembly Member Olberg—Set 19

Assembly Member Olberg moved the adoption of amendments.

Amendments read.

Motion to Table Olberg Amendments to Assembly Bill No. 107—Set 19

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Olberg to Assembly Bill No. 107—Set 19 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—41

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Floyd	Migden	Torlakson
Baca	Gallegos	Murray	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Brown	Hertzberg	Ortiz	Washington
Caldera	Honda	Papan	Wildman
Cardenas	Keeley	Perata	Wright
Cardoza	Knox	Scott	Mr. Speaker
Davis	Kuehl	Shelley	
Ducheny	Lempert	Strom-Martin	
Escutia	Martinez	Sweeney	

NOES—32

Ackerman	Brewer	Kuykendall	Oller
Aguiar	Campbell	Leach	Pacheco
Alby	Cunneen	Leonard	Poochigian
Ashburn	Firestone	Margett	Prenter
Baldwin	Frusetta	McClintock	Pringle
Battin	Goldsmith	Morrissey	Runner
Baugh	Granlund	Morrow	Takasugi
Bordonaro	House	Olberg	Woods

Amendments Withdrawn

Without objection, Assembly Member Pringle withdrew his amendments to Assembly Bill No. 107—Set 20.

Motion to Amend by Assembly Member Pringle—Set 21

Assembly Member Pringle moved the adoption of amendments.

Amendments read.

Motion to Table Pringle Amendments to Assembly Bill No. 107—Set 21

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Pringle to Assembly Bill No. 107—Set 21 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—42

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Floyd	McClintock	Torlakson
Baca	Gallegos	Migden	Villaraigosa
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Caldera	Honda	Ortiz	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Martinez	Sweeney	

NOES—33

Ackerman	Campbell	Leonard	Poochigian
Aguiar	Cunneen	Margett	Prenter
Alby	Firestone	Miller	Pringle
Ashburn	Frusetta	Morrissey	Runner
Baldwin	Goldsmith	Morrow	Takasugi
Battin	Granlund	Olberg	Woods
Baugh	House	Oller	
Bordonaro	Kuykendall	Pacheco	
Brewer	Leach	Papan	

Motion to Amend by Assembly Member Ashburn—Set 22

Assembly Member Ashburn moved the adoption of amendments.

Amendments read.

Motion to Table Ashburn Amendments to Assembly Bill No. 107—Set 22

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Ashburn to Assembly Bill No. 107—Set 22 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—32

Ackerman	Campbell	Leach	Oller
Aguiar	Cunneen	Leonard	Pacheco
Alby	Firestone	Margett	Poochigian
Ashburn	Frusetta	McClintock	Prenter
Baldwin	Goldsmith	Miller	Pringle
Battin	Granlund	Morrissey	Runner
Bordonaro	House	Morrow	Takasugi
Brewer	Kuykendall	Olberg	Woods

Objection to Vote Adds

Assembly Member Brewer withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Villaraigosa motion to table Ashburn amendments to Assembly Bill No. 107—Set 22.

Motion to Amend by Assembly Member Pacheco—Set 23

Assembly Member Pacheco moved the adoption of amendments.

Amendments read.

Motion to Table Pacheco Amendments to Assembly Bill No. 107—Set 23

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Pacheco to Assembly Bill No. 107—Set 23 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—33

Ackerman	Campbell	Leonard	Poochigian
Aguiar	Cunneen	Margett	Prenter
Alby	Firestone	McClintock	Pringle
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Woods
Baugh	House	Olberg	
Bordonaro	Kuykendall	Oller	
Brewer	Leach	Pacheco	

Leonard Amendments, As Presented by Assembly Member Pringle—Set 24

Assembly Member Pringle moved the adoption of amendments.

Amendments read.

Motion to Table Leonard Amendments to Assembly Bill No. 107—Set 24

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Leonard (as presented by Assembly Member Pringle) to Assembly Bill No. 107—Set 24 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—42

Alquist	Figueroa	Martinez	Thomson
Aroner	Floyd	Mazzoni	Torlakson
Baca	Gallegos	Migden	Villaraigosa
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Caldera	Honda	Ortiz	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Machado	Sweeney	

NOES—32

Ackerman	Campbell	Leach	Oller
Aguiar	Cunneen	Leonard	Pacheco
Alby	Firestone	Margett	Poochigian
Baldwin	Frusetta	McClintock	Prenter
Battin	Goldsmith	Miller	Pringle
Baugh	Granlund	Morrissey	Runner
Bordonaro	House	Morrow	Takasugi
Brewer	Kuykendall	Olberg	Woods

Motion to Amend by Assembly Member Leonard—Set 25

Assembly Member Leonard moved the adoption of amendments.

Amendments read.

Motion to Table Leonard Amendments to Assembly Bill No. 107—Set 25

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Leonard to Assembly Bill No. 107—Set 25 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—43

Alquist	Figueroa	Mazzoni	Sweeney
Aroner	Floyd	McClintock	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—30

Ackerman	Cunneen	Leonard	Poochigian
Aguiar	Firestone	Margett	Prenter
Alby	Frusetta	Martinez	Pringle
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Bordonaro	House	Olberg	Woods
Brewer	Kuykendall	Oller	
Campbell	Leach	Pacheco	

Objection to Vote Adds

Assembly Member Firestone withheld unanimous consent on any requests for further vote adds or vote changes on the roll call vote taken on this day on the Villaraigosa motion to table Firestone amendments to Assembly Bill No. 107—Set 12.

Morrissey Amendments, As Presented by Assembly Member Aguiar—Set 26

Assembly Member Aguiar moved the adoption of amendments.

Amendments read.

Motion to Table Morrissey Amendments to Assembly Bill No. 107—Set 26

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Morrissey (as presented by Assembly Member Aguiar) to Assembly Bill No. 107—Set 26 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—39

Alquist	Escutia	Martinez	Sweeney
Aroner	Figueroa	Migden	Thomson
Baca	Floyd	Murray	Torlakson
Bowen	Gallegos	Napolitano	Villaraigosa
Brown	Havice	Ortiz	Vincent
Caldera	Hertzberg	Papan	Washington
Cardenas	Honda	Perata	Wayne
Cardoza	Keeley	Scott	Wildman
Davis	Knox	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	

NOES—30

Ackerman	Campbell	Leonard	Poochigian
Aguiar	Firestone	Margett	Prenter
Alby	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Baugh	House	Olberg	Woods
Bordonaro	Kuykendall	Oller	
Brewer	Leach	Pacheco	

Motion to Amend by Assembly Member Morrissey—Set 27

Assembly Member Morrissey moved the adoption of amendments.

Amendments read.

Motion to Table Morrissey Amendments to Assembly Bill No. 107—Set 27

Assembly Member Shelley moved that the amendments offered by Assembly Member Morrissey to Assembly Bill No. 107—Set 27 be laid upon the table.

Assembly Member Villaraigosa seconded the motion.

Motion carried by the following vote:

AYES—42

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	
Escutia	Machado	Strom-Martin	

NOES—32

Ackerman	Brewer	Kuykendall	Oller
Aguiar	Campbell	Leach	Pacheco
Alby	Cunneen	Leonard	Poochigian
Ashburn	Firestone	Margett	Prenter
Baldwin	Frusetta	McClintock	Pringle
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	House	Olberg	Woods

Objection to Vote Adds

Assembly Member Battin withheld unanimous consent on any requests for further vote adds or vote changes on the roll call vote taken on this day on the Villaraigosa motion to table Morrissey amendments to Assembly Bill No. 107—Set 26.

Motion to Amend by Assembly Member Morrissey—Set 28

Assembly Member Morrissey moved the adoption of amendments.

Amendments read.

Motion to Table Morrissey Amendments to Assembly Bill No. 107—Set 28

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Morrissey to Assembly Bill No. 107—Set 28 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—32

Ackerman	Brewer	Kuykendall	Oller
Aguiar	Campbell	Leach	Pacheco
Alby	Cunneen	Leonard	Poochigian
Ashburn	Firestone	Margett	Prenter
Baldwin	Frusetta	McClintock	Pringle
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	House	Olberg	Woods

Motion to Amend by Assembly Member Brewer—Set 29

Assembly Member Brewer moved the adoption of amendments.

Amendments read.

Motion to Table Brewer Amendments to Assembly Bill No. 107—Set 29

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Brewer to Assembly Bill No. 107—Set 29 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—44

Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Floyd	Mazzoni	Sweeney
Baca	Gallegos	McClintock	Thomson
Bowen	Havice	Migden	Torlakson
Brown	Hertzberg	Murray	Villaraigosa
Caldera	Honda	Napolitano	Vincent
Cardenas	Keeley	Ortiz	Washington
Cardoza	Knox	Papan	Wayne
Davis	Kuehl	Perata	Wildman
Ducheny	Lempert	Scott	Wright
Escutia	Machado	Shelley	Mr. Speaker

NOES—31

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Firestone	Margett	Pringle
Baldwin	Frusetta	Miller	Runner
Battin	Goldsmith	Morrissey	Takasugi
Baugh	Granlund	Olberg	Woods
Bordonaro	House	Oller	

Set 30 Amendments Passed Temporarily

By unanimous consent Set 30 amendments were passed temporarily.

Motion to Amend by Assembly Member Oller—Set 31

Assembly Member Oller moved the adoption of amendments.

Amendments read.

Motion to Table Oller Amendments to Assembly Bill No. 107—Set 31

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Oller to Assembly Bill No. 107—Set 31 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—30

Ackerman	Brewer	Leonard	Poochigian
Aguiar	Campbell	Margett	Prenter
Alby	Cunneen	McClintock	Pringle
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Olberg	Woods
Baugh	House	Oller	
Bordonaro	Leach	Pacheco	

Motion to Amend by Assembly Member Woods—Set 30

Assembly Member Woods moved the adoption of amendments.

Amendments read.

Motion to Table Woods Amendments to Assembly Bill No. 107—Set 30

Assembly Member Shelley moved that the amendments offered by Assembly Member Woods to Assembly Bill No. 107—Set 30 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—44

Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Floyd	Mazzoni	Sweeney
Baca	Gallegos	McClintock	Thomson
Bowen	Havice	Migden	Torlakson
Brown	Hertzberg	Murray	Villaraigosa
Caldera	Honda	Napolitano	Vincent
Cardenas	Keeley	Ortiz	Washington
Cardoza	Knox	Papan	Wayne
Davis	Kuehl	Perata	Wildman
Ducheny	Lempert	Scott	Wright
Escutia	Machado	Shelley	Mr. Speaker

NOES—30

Ackerman	Campbell	Leach	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Firestone	Margett	Pringle
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Olberg	Woods
Bordonaro	House	Oller	
Brewer	Kuykendall	Pacheco	

Motion to Amend by Assembly Member Frusetta—Set 32

Assembly Member Frusetta moved the adoption of amendments.

Amendments read.

Motion to Table Frusetta Amendments to Assembly Bill No. 107—Set 32

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Frusetta to Assembly Bill No. 107—Set 32 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—43

Alquist	Figueroa	Machado	Strom-Martin
Aroner	Floyd	Martinez	Sweeney
Baca	Gallegos	Mazzoni	Thomson
Bowen	Goldsmith	McClintock	Torlakson
Brown	Havice	Migden	Villaraigosa
Caldera	Hertzberg	Murray	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Papan	Wildman
Davis	Knox	Perata	Wright
Ducheny	Kuehl	Scott	Mr. Speaker
Escutia	Lempert	Shelley	

NOES—30

Ackerman	Brewer	Leach	Poochigian
Aguiar	Campbell	Leonard	Prenter
Alby	Cunneen	Margett	Pringle
Ashburn	Firestone	Miller	Runner
Baldwin	Frusetta	Morrissey	Takasugi
Battin	Granlund	Olberg	Woods
Baugh	House	Oller	
Bordonaro	Kuykendall	Pacheco	

Motion to Amend by Assembly Member Battin—Set 33

Assembly Member Battin moved the adoption of amendments.

Amendments read.

Motion to Table Battin Amendments to Assembly Bill No. 107—Set 33

Assembly Member Shelley moved that the amendments offered by Assembly Member Battin to Assembly Bill No. 107—Set 33 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—30

Ackerman	Campbell	Leonard	Poochigian
Aguiar	Cunneen	Margett	Prenter
Alby	Frusetta	McClintock	Pringle
Ashburn	Goldsmith	Miller	Runner
Baldwin	Granlund	Morrissey	Takasugi
Battin	House	Olberg	Woods
Baugh	Kuykendall	Oller	
Bordonaro	Leach	Pacheco	

Motion to Amend by Assembly Member Miller—Set 34

Assembly Member Miller moved the adoption of amendments.

Amendments read.

Motion to Table Miller Amendments to Assembly Bill No. 107—Set 34

Assembly Member Shelley moved that the amendments offered by Assembly Member Miller to Assembly Bill No. 107—Set 34 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—42

Alquist	Floyd	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	
Figueroa	Martinez	Sweeney	

NOES—29

Ackerman	Cunneen	Margett	Prenter
Aguiar	Firestone	McClintock	Pringle
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Olberg	Woods
Baugh	House	Oller	
Bordonaro	Kuykendall	Pacheco	
Campbell	Leonard	Poochigian	

Objection to Vote Adds

Assembly Member Kuykendall withheld unanimous consent on any request for vote adds or vote changes on the roll call vote taken on this day on the Shelley motion to table Miller amendments to Assembly Bill No. 107—Set 34.

Motion to Amend by Assembly Member Olberg—Set 35

Assembly Member Olberg moved the adoption of amendments.

Amendments read.

Motion to Table Olberg Amendments to Assembly Bill No. 107—Set 35

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Olberg to Assembly Bill No. 107—Set 35 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—41

Alquist	Figueroa	Mazzoni	Torlakson
Aroner	Floyd	Migden	Villaraigosa
Baca	Gallegos	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Brown	Hertzberg	Ortiz	Wayne
Caldera	Honda	Perata	Wildman
Cardenas	Keeley	Scott	Wright
Cardoza	Knox	Shelley	Mr. Speaker
Davis	Kuehl	Strom-Martin	
Ducheny	Lempert	Sweeney	
Escutia	Martinez	Thomson	

NOES—33

Ackerman	Campbell	Leonard	Poochigian
Aguiar	Cunneen	Margett	Prenter
Alby	Firestone	McClintock	Pringle
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Olberg	Woods
Baugh	House	Oller	
Bordonaro	Kuykendall	Pacheco	
Brewer	Leach	Papan	

Objection to Vote Adds

Assembly Member Olberg withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Villaraigosa motion to table Olberg amendments to Assembly Bill No. 107—Set 35.

At 7:50 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

Motion to Amend by Assembly Member Miller—Set 36

Assembly Member Miller moved the adoption of amendments.

Amendments read.

Motion to Table Miller Amendments to Assembly Bill No. 107—Set 36

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Miller to Assembly Bill No. 107—Set 36 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—44

Alquist	Floyd	Martinez	Strom-Martin
Aroner	Gallegos	Mazzoni	Sweeney
Baca	Goldsmith	McClintock	Thomson
Bowen	Havice	Migden	Torlakson
Brown	Hertzberg	Murray	Villaraigosa
Caldera	Honda	Napolitano	Vincent
Cardenas	Keeley	Ortiz	Washington
Cardoza	Knox	Papan	Wayne
Davis	Kuehl	Perata	Wildman
Ducheny	Lempert	Scott	Wright
Figueroa	Machado	Shelley	Mr. Speaker

NOES—30

Ackerman	Brewer	Leach	Poochigian
Aguiar	Campbell	Leonard	Prenter
Alby	Cunneen	Margett	Pringle
Ashburn	Firestone	Miller	Runner
Baldwin	Frusetta	Morrissey	Takasugi
Battin	Granlund	Olberg	Woods
Baugh	House	Oller	
Bordonaro	Kuykendall	Pacheco	

Amendments Withdrawn

Without objection, Assembly Member Miller withdrew his amendments to Assembly Bill No. 107—Sets 37 and 38.

Motion to Amend by Assembly Member Granlund—Set 39

Assembly Member Granlund moved the adoption of amendments.

Amendments read.

Motion to Table Granlund Amendments to Assembly Bill No. 107—Set 39

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Granlund to Assembly Bill No. 107—Set 39 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—45

Alquist	Floyd	Mazzoni	Thomson
Aroner	Gallegos	McClintock	Torlakson
Baca	Goldsmith	Migden	Villaraigosa
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Caldera	Honda	Ortiz	Wayne
Cardenas	Keeley	Papan	Wildman
Cardoza	Knox	Perata	Wright
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Lempert	Shelley	
Escutia	Machado	Strom-Martin	
Figueroa	Martinez	Sweeney	

NOES—24

Ackerman	Cunneen	Leach	Pacheco
Aguiar	Firestone	Leonard	Poochigian
Alby	Frusetta	Margett	Prenter
Ashburn	Granlund	Miller	Pringle
Battin	House	Morrissey	Takasugi
Brewer	Kuykendall	Olberg	Woods

Amendments Withdrawn

Without objection, Assembly Member Miller withdrew his amendments to Assembly Bill No. 107—Set 40.

Motion to Amend by Assembly Member Miller—Set 41

Assembly Member Miller moved the adoption of amendments.

Amendments read.

Motion to Table Miller Amendments to Assembly Bill No. 107—Set 41

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Miller to Assembly Bill No. 107—Set 41 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—39

Alquist	Figueroa	Martinez	Thomson
Aroner	Floyd	Mazzoni	Torlakson
Bowen	Gallegos	Migden	Villaraigosa
Brown	Havice	Murray	Vincent
Caldera	Hertzberg	Napolitano	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Perata	Wildman
Davis	Knox	Shelley	Wright
Ducheny	Kuehl	Strom-Martin	Mr. Speaker
Escutia	Lempert	Sweeney	

NOES—32

Ackerman	Brewer	Leach	Oller
Aguiar	Campbell	Leonard	Pacheco
Alby	Cunneen	Machado	Poochigian
Ashburn	Firestone	Margett	Prenter
Baldwin	Frusetta	McClintock	Pringle
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	Kuykendall	Olberg	Woods

Objection to Vote Adds

Assembly Member Miller withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Villaraigosa motion to table Miller amendments to Assembly Bill No. 107—Set 41.

Motion to Amend by Assembly Member Granlund—Set 42

Assembly Member Granlund moved the adoption of amendments.

Amendments read.

Motion to Table Granlund Amendments to Assembly Bill No. 107—Set 42

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Granlund to Assembly Bill No. 107—Set 42 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—44

Alquist	Figueroa	Lempert	Shelley
Aroner	Firestone	Machado	Strom-Martin
Baca	Floyd	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Torlakson
Brown	Havice	Migden	Villaraigosa
Cardenas	Hertzberg	Murray	Vincent
Cardoza	Honda	Napolitano	Washington
Cunneen	Keeley	Ortiz	Wayne
Davis	Knox	Papan	Wildman
Ducheny	Kuehl	Perata	Wright
Escutia	Kuykendall	Scott	Mr. Speaker

NOES—25

Ackerman	Bordonaro	Margett	Pringle
Aguiar	Brewer	McClintock	Runner
Alby	Campbell	Miller	Takasugi
Ashburn	Frusetta	Morrissey	Woods
Baldwin	Granlund	Olberg	
Battin	Leach	Oller	
Baugh	Leonard	Prenter	

Objection to Vote Adds

Assembly Member Granlund withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Villaraigosa motion to table Granlund amendments to Assembly Bill No. 107—Set 42.

Objection to Vote Adds

Assembly Member Battin withheld unanimous consent on further requests for vote adds or vote changes on all roll call votes taken on this day on proposed amendments or motions to table amendments to Assembly Bill No. 107.

Assembly Bill No. 107 ordered printed, as amended by Sweeney amendments—Set 3.

Consideration of Assembly Bill No. 107, as Amended by Unanimous Consent

Speaker pro Tempore Kuehl was granted unanimous consent that Assembly Bill No. 107 be taken up, as amended, without reference to file.

ASSEMBLY BILL NO. 107 (Ducheny)—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and refused adoption by the following vote:

AYES—42

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Baca	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	Keeley	Papan	Wayne
Cardenas	Knox	Perata	Wildman
Cardoza	Kuehl	Scott	Wright
Davis	Lempert	Shelley	Mr. Speaker
Ducheny	Machado	Strom-Martin	
Escutia	Martinez	Sweeney	

NOES—32

Ackerman	Brewer	Kuykendall	Oller
Aguiar	Campbell	Leach	Pacheco
Alby	Cunneen	Leonard	Poochigian
Ashburn	Firestone	Margett	Prenter
Baldwin	Frusetta	McClintock	Pringle
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	House	Olberg	Woods

Motion to Amend by Assembly Member Villaraigosa Pursuant to Joint Rule 23.5

Assembly Member Villaraigosa moved the adoption of amendments.

Amendments read, presented by Assembly Member Ducheny, and adopted by the following vote:

AYES—42

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Baca	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	Keeley	Papan	Wayne
Cardenas	Knox	Perata	Wildman
Cardoza	Kuehl	Scott	Wright
Davis	Lempert	Shelley	Mr. Speaker
Ducheny	Machado	Strom-Martin	
Escutia	Martinez	Sweeney	

NOES—6

Baugh	Margett	Miller
Leonard	McClintock	Oller

Bill ordered reprinted.

Further Consideration of Assembly Bill No. 107, as Amended, by Unanimous consent

Assembly Member Villaraigosa was granted unanimous consent that Assembly Bill No. 107 be taken up, as amended, without reference to file, and that the same be considered engrossed.

ASSEMBLY BILL NO. 107 (Ducheny)—An act 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.

Bill read third time, presented by Assembly Member Ducheny, and passed by the following vote:

AYES—42

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Baca	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	Keeley	Papan	Wayne
Cardenas	Knox	Perata	Wildman
Cardoza	Kuehl	Scott	Wright
Davis	Lempert	Shelley	Mr. Speaker
Ducheny	Machado	Strom-Martin	
Escutia	Martinez	Sweeney	

NOES—33

Ackerman	Campbell	Leach	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Firestone	Margett	Pringle
Ashburn	Floyd	McClintock	Runner
Baldwin	Frusetta	Miller	Takasugi
Battin	Goldsmith	Morrissey	Woods
Baugh	Granlund	Olberg	
Bordonaro	House	Oller	
Brewer	Kuykendall	Pacheco	

Bill ordered transmitted to the Senate immediately.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Cardenas announced his intention to request that Assembly Bill No. 1453 be removed from the inactive file.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Ducheny announced her intention to request that Assembly Bills Nos. 1571, 1572, 1573, 1574, 1575, 1576, 1577, 1579, 1580, 1581, 1582, 1583, 1584, 1585, 1586, 1587, 1588, 1589, 1590, 1591, 1592, and 1593 be removed from the inactive file.

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. 309 and 491 were continued until the next legislative day.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 279 FROM COMMITTEE CONTINUED

By unanimous consent the notice of motion to withdraw Assembly Bill No. 279 from the Committee on Water, Parks and Wildlife was 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. 107, Baldwin Amendments—Set 1: Baldwin—No.

Assembly Bill No. 107, Morrow Amendments—Set 4: Baca and Villaraigosa—Aye.

Assembly Bill No. 107, Woods Amendments—Set 7: Villaraigosa—Aye.

Assembly Bill No. 107, Miller Amendments—Set 11: Cunneen and Firestone—Aye.

Assembly Bill No. 107, Ashburn Amendments—Set 22: Villaraigosa—Aye.

Assembly Bill No. 107, Leonard Amendments—Set 24: Shelley—Aye; Cunneen—No.

Assembly Bill No. 107, Leonard Amendments—Set 25: McClintock—Aye; Cunneen—No.

Assembly Bill No. 107, Morrissey Amendments—Set 26: Cardenas—Aye.

Assembly Bill No. 107, Morrissey Amendments—Set 28: Cunneen—No.

Assembly Bill No. 107, Brewer Amendments—Set 29: Granlund—No.

Assembly Bill No. 107, Granlund Amendments—Set 42: Olberg—No.

MOTION TO ADJOURN

At 8:53 p.m., Assembly Member Villaraigosa moved that the Assembly do now adjourn.

Assembly Member Ducheny seconded the motion.

REMARKS ON CONDITION OF THE FILE

Speaker Bustamante arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Villaraigosa that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 8:55 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES

Date of Hearing: May 29, 1997

Mr. Speaker: Your Committee on Budget reports:

Assembly Bill No. 241
Assembly Bill No. 1607

With amendments with the recommendation: Amend, and do pass, as amended.

DUCHENY, Chairwoman

Above bills ordered to second reading.

Committee on Appropriations

Date of Hearing: May 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 10
Assembly Bill No. 17
Assembly Bill No. 39
Assembly Bill No. 52
Assembly Bill No. 112
Assembly Bill No. 123
Assembly Bill No. 142
Assembly Bill No. 167
Assembly Bill No. 172
Assembly Bill No. 248
Assembly Bill No. 267
Assembly Bill No. 269
Assembly Bill No. 291
Assembly Bill No. 326
Assembly Bill No. 351

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 352
Assembly Bill No. 353
Assembly Bill No. 367
Assembly Bill No. 407
Assembly Bill No. 418
Assembly Bill No. 486
Assembly Bill No. 497
Assembly Bill No. 498
Assembly Bill No. 499
Assembly Bill No. 504
Assembly Bill No. 544
Assembly Bill No. 549
Assembly Bill No. 592
Assembly Bill No. 602
Assembly Bill No. 607
Assembly Bill No. 621
Assembly Bill No. 639
Assembly Bill No. 644
Assembly Bill No. 656
Assembly Bill No. 680

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 30, 1997

Assembly Bill No. 748
Assembly Bill No. 792
Assembly Bill No. 805
Assembly Bill No. 833
Assembly Bill No. 857
Assembly Bill No. 860
Assembly Bill No. 861
Assembly Bill No. 862
Assembly Bill No. 926

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1078
Assembly Bill No. 1163
Assembly Bill No. 1169
Assembly Bill No. 1189
Assembly Bill No. 1204
Assembly Bill No. 1219
Assembly Bill No. 1228
Assembly Bill No. 1238
Assembly Bill No. 1275
Assembly Bill No. 1292
Assembly Bill No. 1297
Assembly Bill No. 1334
Assembly Bill No. 1382

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 28, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 175
Assembly Bill No. 182
Assembly Bill No. 475
Assembly Bill No. 750
Assembly Bill No. 797
Assembly Bill No. 1124
Assembly Bill No. 1311
Assembly Bill No. 1463

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1428
Assembly Bill No. 1464
Assembly Bill No. 1496
Assembly Bill No. 1596

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 271
Assembly Bill No. 611
Assembly Bill No. 858

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

ADJOURNMENT

At 8:56 p.m., pursuant to the motion by Assembly Member Villaraigosa, the Assembly adjourned until 11 a.m., Monday, June 2, 1997, out of respect to the memory of Memorie Aguerre and Angela La'Gazcue, on motion of Assembly Member Aguiar; and out of respect to the memory of Stephen Mack Jr., on motion of Assembly Member Scott.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MAY 30, 1997

The following measures were amended in the Assembly on this day:

AB	RN
100	9714624
107	9714895
179	9714257
310	9714551
323	9714645
376	9714363
426	9714651
560	9714648
640	9714763
984	9713807
1027	9714476
1054	9714921
1096	9714777
1173	9714601
1303	9714662
1342	9714712
1363	9715163
1507	9714730
1511	9714686

SB	RN
257	9714542

Daily Total: 20
Cumulative Total: 1948

Amendments were considered by the Assembly, but not adopted, to the following measures:

AB

107 (Baldwin amendments—Set 1, RN 9714896, laid upon the table)
(Baldwin amendments—Set 2, RN 9714897, laid upon the table)
(Morrow amendments—Set 4, RN 9714836, laid upon the table)
(Bordonaro amendments—Set 5, RN 9714762, laid upon the table)
(Olberg amendments—Set 6, RN 9714855, laid upon the table)
(Woods amendments—Set 7, RN 9715038, laid upon the table)

(Alby amendments—Set 8, RN 9715037, laid upon the table)
(Margett amendments—Set 9.1, RN 9715194, laid upon the table)
(Baugh amendments—Set 10, RN 9714957, laid upon the table)
(Miller amendments—Set 11, RN 9714742, laid upon the table)
(Firestone amendments—Set 12, RN 9715117, laid upon the table)
(Ashburn amendments—Set 13, RN 9715089, laid upon the table)
(Ashburn amendments—Set 14, RN 9715069, laid upon the table)
(Ashburn amendments—Set 15, RN 9715144, laid upon the table)
(Runner amendments—Set 16, RN 9715104, laid upon the table)
(Ashburn amendments—Set 17, RN 9715063, laid upon the table)
(Campbell amendments—Set 18, RN 9715064, laid upon the table)
(Olberg amendments—Set 19, RN 9715044, laid upon the table)
(Pringle amendments—Set 21, RN 9715116, laid upon the table)
(Ashburn amendments—Set 22, RN 9715118, laid upon the table)
(Pacheco amendments—Set 23, RN 9714976, laid upon the table)
(Leonard amendments—Set 24, RN 9714981, laid upon the table)
(Leonard amendments—Set 25, RN 9714936, laid upon the table)
(Morrissey amendments—Set 26, RN 9714933, laid upon the table)
(Morrissey amendments—Set 27, RN 9714935, laid upon the table)
(Morrissey amendments—Set 28, RN 9714931, laid upon the table)
(Brewer amendments—Set 29, RN 9714806, laid upon the table)
(Woods amendments—Set 30, RN 9714808, laid upon the table)
(Oller amendments—Set 31, RN 9714805, laid upon the table)
(Frusetta amendments—Set 32, RN 9714796, laid upon the table)
(Battin amendments—Set 33, RN 9714811, laid upon the table)

(Miller amendments—Set 34, RN 9714036, laid upon the table)

(Olberg amendments—Set 35, RN 9714977, laid upon the table)

(Miller amendments—Set 36, RN 9715124, laid upon the table)

(Granlund amendments—Set 39, RN 9715159, laid upon the table)

(Miller amendments—Set 41, RN 9715155, laid upon the table)

(Granlund amendments—Set 42, RN 9715195, laid upon the table)

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, June 2, 1997

EIGHTY-FIRST SESSION DAY

ONE 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
Monday, June 2, 1997

The Assembly met at 11:10 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Sweeney 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 11:33 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—80:

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Lord in Heaven, By Your mercy, we go forth to do our work and we make our prayer to You. Help us at all times and in all things. Deliver us from every evil thing of this world. Save us and bring us to Your eternal Kingdom. For You are our Creator and You inspire all good thoughts in us. We place our hope in You and we ascribe You glory, now and forever.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, 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 Sweeney, seconded by Assembly Member Olberg.

COMMUNICATIONS

Conference Committee

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 2, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Mike Honda to the Conference Committee on Assembly Bills 1006, 1400 and 1501 to replace Assemblymember Carole Migden for Monday, June 2, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

The following communication was presented by the Speaker, and ordered printed in the Journal:

May 27, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Government Code Sec. 15770, I have named Assembly Member Kevin Shelley to serve on the State Public Works Board. The effective date of the appointment is May 27, 1997, and this is a pleasure appointment.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 2, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 100
Assembly Bill No. 179
Assembly Bill No. 310
Assembly Bill No. 323
Assembly Bill No. 376
Assembly Bill No. 426
Assembly Bill No. 560
Assembly Bill No. 640
Assembly Bill No. 984
Assembly Bill No. 1027
Assembly Bill No. 1054
Assembly Bill No. 1096
Assembly Bill No. 1173
Assembly Bill No. 1303
Assembly Bill No. 1342
Assembly Bill No. 1507
Assembly Bill No. 1511

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, June 2, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1363

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Concurrent Resolution No.	*Committee*
61	Rls.
62	Rls.
63	Rls.

Assembly Joint Resolution No.	*Committee*
28	Rls.
29	Rls.

House Resolution No.	*Committee*
32	Rls.
33	Rls.

Senate Bill No.	*Committee*
79	L. Gov. and W.,P. & W.
132	Ins. and L. & E.
245	Ins.
373	E.S. & T.M.
378	U. & C.
408	G.O.
416	Trans.
430	Jud.
433	B. & F.
434	Pub. S.
463	W.,P. & W.
465	Higher Ed.
467	L. Gov.
471	P.E.,R. & S.S.
478	Hum. S.
481	G.O.
484	H. & C.D.
496	L. & E.
497	Health
511	Ins.
525	Trans.
720	Trans.
1015	Ed.
1261	Ed.

Senate Concurrent Resolution No.	*Committee*
33	I. T. & D.
34	Rls.
40	Rls.
42	Rls.

REPORTS OF STANDING COMMITTEES

Committee on Rules

June 2, 1997

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61(a)(2), (a)(3), (a)(5), and (a)(7), as it relates to the following bill be granted:

Assembly Bill No. 1055

DON PERATA, Chairman

June 2, 1997

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61(a)(3), as it relates to the following bill be granted:

Assembly Bill No. 1363

DON PERATA, Chairman

June 2, 1997

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61(a)(3) and (a)(7), as it relates to the following bill be granted:

Assembly Bill No. 1439

DON PERATA, Chairman

Committee on Appropriations

Date of Hearing: May 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 2
Assembly Bill No. 8
Assembly Bill No. 27
Assembly Bill No. 59
Assembly Bill No. 244
Assembly Bill No. 264
Assembly Bill No. 366
Assembly Bill No. 410
Assembly Bill No. 478
Assembly Bill No. 481
Assembly Bill No. 600
Assembly Bill No. 740
Assembly Bill No. 781
Assembly Bill No. 783
Assembly Bill No. 909
Assembly Bill No. 1044
Assembly Bill No. 1077

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1193
Assembly Bill No. 1266
Assembly Bill No. 1271
Assembly Bill No. 1331
Assembly Bill No. 1335
Assembly Bill No. 1356
Assembly Bill No. 1413
Assembly Bill No. 1419
Assembly Bill No. 1433

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 51
Assembly Bill No. 70
Assembly Bill No. 84
Assembly Bill No. 94
Assembly Bill No. 135
Assembly Bill No. 428
Assembly Bill No. 736
Assembly Bill No. 904
Assembly Bill No. 952
Assembly Bill No. 955
Assembly Bill No. 1223
Assembly Bill No. 1378
Assembly Bill No. 1554

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, June 2, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1603

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, June 2, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 163

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered enrolled.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Televising the Assembly and Information Technology, on Tuesday, June 10, 1997, at 10 a.m., in Room 437.

ADJOURN IN MEMORY

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Olin Henry Timm, of Dixon and Frank Cobos, of Woodland.

Assembly Member Frusetta granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Grace Winter, of Hollister.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Brown announced her intention to request that Assembly Bill No. 1527 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Pacheco announced his intention to request that Assembly Bill No. 125 be removed from the inactive file.

BEST WISHES EXTENDED

Assembly Member Keeley was joined by the Members of the Assembly in sending best wishes for a full and speedy recovery to former State Senator Fred Farr who is hospitalized in Monterey County following a recent stroke. Former Senator Farr is the father of Congressman Sam Farr.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 512 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Morrissey gave notice that he would move to withdraw Assembly Bill No. 512 from the Committee on Appropriations.

ADJOURN IN MEMORY

Assembly Member Washington was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of 12-year-old Mario Gutierrez and 10-year-old Rolando Gutierrez, of Los Angeles.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 13 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Firestone gave notice that he would move to withdraw Assembly Bill No. 13 from the Committee on Appropriations.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1461 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Olberg gave notice that he would move to withdraw Assembly Bill No. 1461 from the Committee on Appropriations.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 104 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Leonard gave notice that he would move to withdraw Assembly Bill No. 104 from the Committee on Appropriations.

CAUCUS ANNOUNCEMENTS

At 11:40 a.m., Assembly Member Pringle was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 11:41 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 12:30 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

BILL ORDERED TO CONSENT CALENDAR

By unanimous consent, Assembly Bill No. 830 was ordered to the Consent Calendar.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 454 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Morrissey gave notice that he would move to withdraw Assembly Bill No. 454 from the Committee on Appropriations.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 357 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Kuykendall gave notice that he would move to withdraw Assembly Bill No. 357 from the Committee on Appropriations.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILLS NOS. 164 and 429 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Goldsmith gave notice that he would move to withdraw Assembly Bills Nos. 164 and 429 from the Committee on Appropriations.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILLS NOS. 1510 and 1351 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Morrow gave notice that he would move to withdraw Assembly Bills Nos. 1510 and 1351 from the Committee on Appropriations.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILLS NOS. 230 and 914 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Runner gave notice that he would move to withdraw Assembly Bills Nos. 230 and 914 from the Committee on Appropriations.

ADJOURN IN MEMORY

Assembly Members Battin and Thompson were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of CHP Officer Daniel J. Muehlhausen, of Perris.

Assembly Member Battin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of California Conservation Corps member David Ray, of El Centro.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Assembly Bill No. 434—Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.

Assembly Bill No. 682—Passed on file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILLS NOS. 166 AND 372 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Battin gave notice that he would move to withdraw Assembly Bills Nos. 166 and 372 from the Committee on Appropriations.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILLS NOS. 642 AND 484 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Baldwin gave notice that he would move to withdraw Assembly Bills Nos. 642 and 484 from the Committee on Appropriations.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Assembly Bill No. 1547, on request of Assembly Member Aguiar.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 383 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Ackerman gave notice that he would move to withdraw Assembly Bill No. 383 from the Committee on Elections, Reapportionment and Constitutional Amendments.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1031 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Frusetta gave notice that he would move to withdraw Assembly Bill No. 1031 from the Committee on Appropriations.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 336 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Miller gave notice that he would move to withdraw Assembly Bill No. 336 from the Committee on Appropriations.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 147 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Prenter gave notice that he would move to withdraw Assembly Bill No. 147 from the Committee on Appropriations.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1108 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Leonard gave notice that he would move to withdraw Assembly Bill No. 1108 from the Committee on Appropriations.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Ducheny announced her intention to request that Assembly Bills Nos. 456 and 435 be removed from the inactive file.

BILLS PASSED ON FILE

Assembly Bills Nos. 749 and **976**—Passed on file.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Papan announced his intention to request that Assembly Bill No. 554 be removed from the inactive file.

ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that today is the last day to remove a bill from the inactive file for purpose of amendment.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 203 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Takasugi gave notice that he would move to withdraw Assembly Bill No. 203 from the Committee on Appropriations.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 965 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Woods gave notice that he would move to withdraw Assembly Bill No. 965 from the Committee on Appropriations.

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. 1342, 179, 310, 323, 376, 426, 560, 640, 984, 1027, 1096, 1173, 1507, 1511, and **1303,** ordered to third reading.

Assembly Bills Nos. 100 and **1054,** ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 4—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. 6—An act to amend Section 11055 of the Health and Safety Code, relating to controlled substances, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 23—An act to amend Sections 245, 12022, 12022.5, 12276.5, 12280, and 12285 of, to add Chapter 2.7 (commencing with Section 12330) to Title 2 of Part 4 of, and to repeal and add Section 12276 of, the Penal Code, relating to firearms.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 42—An act to amend Sections 166 and 273.6 of the Penal Code, relating to protective orders.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 45—An act to amend Sections 136.2, 273.5, and 1269c of the Penal Code, relating to domestic violence.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 67—An act to amend Section 14132.95 of, and to add Section 12305.6 to, the Welfare and Institutions Code, relating to public social services, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 82—An act to amend Section 7103 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 economic development, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 83—An act to amend Section 17041 of, and to add Sections 17053.33 and 17053.34 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. 115—An act to amend Section 667.5 of the Penal Code, relating to sentencing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 122—An act to amend Sections 53, 17250, and 24349 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. 130—An act to amend Section 23175 of, and to add Section 23175.5 to, the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 168—An act to amend Sections 12206, 17058, and 23610.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 232—An act to add Article 7.6 (commencing with Section 12335) to Chapter 3 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to human services, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 257—An act to amend Sections 12920, 12921, 12926, 12930, 12931, 12935, 12940, 12944, 12955, 12955.8, and 12993 of the Government Code, and to repeal Section 1102.1 of the Labor Code, relating to fair employment and housing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 278—An act to amend Sections 39606, 39655, 39660, 39662, 40451, and 116365 of, and to add Sections 25502.5, 39606.1, 39618, 39662.5, 39662.6, and 41514.9 to, the Health and Safety Code, relating to environmental protection.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 293—An act to amend Section 12022.6 of the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 301—An act to add Article 10 (commencing with Section 87880) to Chapter 3 of Part 51 of the Education Code, relating to community colleges.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 319—An act relating to fire protection, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 321—An act to add Section 20408.5 to, and to repeal Section 20411 of, the Government Code, relating to public employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 381—An act to amend Section 120335 of the Health and Safety Code, relating to communicable disease.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 411—An act to amend Sections 115880, 115885, and 115915 of the Health and Safety Code, relating to public beaches.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 424—An act to add Section 67601 to, and to repeal Section 67600 of, the Education Code, relating to postsecondary education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 459—An act to add and repeal Article 6 (commencing with Section 112290) of Chapter 5 of Part 6 of Division 104 of the Health and Safety Code, relating to food.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 490—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. 492—An act to amend Section 98.7 of, and to add Section 1105.5 to, the Labor Code, relating to employment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 494—An act to amend Sections 1024, 1731, and 1734 of the Labor Code, relating to public works.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 513—An act to amend Section 11370.4 of the Health and Safety Code, relating to controlled substances.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 532—An act to amend Sections 12070, 12072, 12076, 12077, 12082, and 12084 of the Penal Code, relating to firearms.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 556—An act relating to special districts.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 629—An act to add Sections 20441.5 and 31469.7 to the Government Code, and to add Sections 10800.01 and 18111 to the Welfare and Institutions Code, relating to county employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 641—An act to amend Sections 46010 and 48205 of the Education Code, relating to pupils.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 645—An act to amend Section 208 of, and to amend and repeal Section 667.61 of, the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 651—An act to amend Section 1463.22 of, and to add Section 1463.30 to, the Penal Code, relating to motor vehicles.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 652—An act to amend Section 20057 of, and to add Sections 20619 and 20620 to, the Government Code, relating to public employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 670—An act to amend Sections 41332, 41335, 52122, 52123, and 52128 of, to add and repeal Chapter 19 (commencing with Section 17200) to Part 10 of, and to repeal Chapter 23 (commencing with Section 17770) of Part 10 of, the Education Code, relating to class size reduction, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 696—An act to add Chapter 5.8 (commencing with Section 18340) to Part 6 of Division 9 of the Welfare and Institutions Code, relating to human services, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 705—An act to amend Sections 12157, 12205, and 12305 of, and to add and repeal Article 2.1 (commencing with Section 12170) of Chapter 4 of Part 2 of Division 2 of, the Public Contract Code, to add Section 40196.3 to, and to add Chapter 18.5 (commencing with Section 42920) to Part 3 of Division 30 of, the Public Resources Code, relating to recycling.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 732—An act to add Section 14085.56 to the Welfare and Institutions Code, relating to human services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 741—An act to add Section 25339 to the Government Code, to add Section 1203.7 to the Penal Code, and to add and repeal Sections 17053.29 and 23629 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. 760—An act to amend Section 1370.4 of the Health and Safety Code, and to amend Section 10145.3 of the Insurance Code, relating to health coverage.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 762—An act to amend Sections 11837, 11837.1, 11837.2, 11837.3, and 11837.4 of the Health and Safety Code, to amend Sections 1170.1 and 1463.25 of the Penal Code, and to amend Sections 13352, 14602.6, 23103.5, 23160, 23161, 23165, 23166, 23170, 23171, 23175, 23176, 23180, 23181, 23185, 23186, 23190, 23191, 23195, 23196, 23198, 23200, 23246, 23247, 2324.52, 23249.53, and 23249.54 of, to add Sections 14601.9, 14602.7, 14603.5, 23207.5 and 42001.15 to, and to repeal Sections 23249.57 and 23249.58 of, the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 776—An act to add Section 48205.5 to the Education Code, relating to pupils.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 780—An act to amend Section 626.8 of the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 822—An act to amend Sections 11331.5, 11332.7, and 11333.7 of, and to add Section 11251.4 to, the Welfare and institutions Code, relating to human services, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 832—An act to amend Section 666.5 of, and to add Section 666.6 to, the Penal Code, and to amend Section 10851 of the Vehicle Code, relating to crimes.

Bill read second time, and ordered to third reading.

(NOTE: Later this day, the above bill was taken up for consideration of amendments.)

ASSEMBLY BILL NO. 863—An act to add Chapter 16 (commencing with Section 53010) to Part 28 of the Education Code, relating to education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 864—An act to add Section 97.48 to the Revenue and Taxation Code, relating to local government finance.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 870—An act to amend Section 368 of, and to add Section 13515 to, the Penal Code, relating to crime prevention.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 899—An act to add and repeal Article 4 (commencing with Section 15350) of Chapter 1 of Part 6.7 of Division 3 of Title 2 of the Government Code, relating to economic development.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 932—An act to add Section 15364.75 to the Government Code, relating to trade and commerce.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 950—An act to add Section 647.7 to the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 954—An act to amend Section 87482.5 of the Education Code, relating to community colleges.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 956—An act to amend Sections 4453, 4659, and 4703.5 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

~~**ASSEMBLY BILL NO. 991**—An act to add Section 42655 to the Food and Agricultural Code, and to amend Sections 11106, 12001, 12021, 12026.2, 12072, 12076, 12077, and 12082 of the Penal Code, relating to firearms.~~

~~Bill read second time, and ordered to third reading.~~

(NOTE: Later this day, the action was rescinded whereby Assembly Bill No. 991 was read a second time and ordered to third reading. See page 2217.)

ASSEMBLY BILL NO. 993—An act to add Section 6364.5 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. 1021—An act relating to the Korean American Museum, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1056—An act to repeal, add and repeal Chapter 6.1 (commencing with Section 52050) of Part 28 of the Education Code, relating to education, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1109—An act to amend Sections 790.01 and 790.03 of, and to add Sections 790.021 and 790.022 to, the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1117—An act to amend Section 725 of the Welfare and Institutions Code, relating to juvenile court law.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1127—An act to amend Sections 502.8 and 537e of the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1133—An act to amend Sections 1424, 1428, and 1428.1 of the Health and Safety Code, relating to long-term health care facilities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1162—An act to amend Sections 52100, 52104, and 52106 of, to amend the heading of Chapter 6.9 (commencing with Section 52100) of Part 28 of, and to repeal Section 52110 of, the Education Code, relating to education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1184—An act to repeal Section 21417 of the Government Code, relating to public employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1190—An act to amend Sections 25515, 42400.3, and 42402.3 of, and to add Section 101087 to, the Health and Safety Code, relating to environmental protection.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1194—An act to add Sections 10063, 10063.1, 10063.2, 11324.71, 11324.72, 11328.15, and 11329.6 to the Welfare and Institutions Code, relating to human services, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1197—An act to amend Section 14132.95 of, to add Sections 12305.6 and 14007.65 to, and to add Chapter 10.1 (commencing with Section 18930), Chapter 10.2 (commencing with Section 18935), and Chapter 10.3 (commencing with Section 18940) to Part 6 of Division 9 of, the Welfare and Institutions Code, relating to human services, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1206—An act to add Section 30.5 to the Education Code, relating to education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1217—An act to amend Section 7073 of, and to add Section 7090 to, the Government Code, relating to economic development.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1245—An act to amend, repeal, and add Sections 3306, 3354, and 3440 of, and to add Section 3451.5 to, the Business and Professions Code, relating to hearing aid dispensers.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1281—An act to add Section 2057 to the Fish and Game Code, relating to endangered species.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1333—An act to amend Section 1367.21 of the Health and Safety Code, and to amend Sections 10123.195 and 10233.2 of the Insurance Code, relating to health care.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1339—An act to add and repeal Article 10.6 (commencing with Section 44650) to Chapter 3 of Part 25 of the Education Code, relating to teachers.

Bill read second time, and ordered to third reading.

~~**ASSEMBLY BILL NO. 1346**—An act to amend Sections 41862 and 41863 of, and to add Section 41864 to, the Education Code, relating to education, and making an appropriation therefor.~~

~~Bill read second time, and ordered to third reading.~~

(NOTE: Later this day, the action was rescinded whereby Assembly Bill No. 1346 was read a second time, and ordered to third reading. See Page 2217.)

ASSEMBLY BILL NO. 1415—An act to add Chapter 3.5 (commencing with Section 66150) to Part 40 of the Education Code, relating to postsecondary education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1416—An act relating to school finance, and making an appropriation therefor, to take effect immediately as an appropriation for the usual current expenses of the state.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1420—An act to add and repeal Section 11505 of the Penal Code, relating to crime prevention, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1444—An act to amend Section 3057 of the Penal Code, relating to parole.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1513—An act to add and repeal Sections 17052.11 and 23611 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. 1520—An act to add and repeal Sections 17053.57 and 23657 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. 1539—An act to add Sections 25250.2 and 25250.6 to the Government Code, relating to county government.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1570—An act to add Article 1.5 (commencing with Section 245) to Chapter 1 of Part 1 of Division 2 of the Labor Code, relating to wages.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1606—An act to add Section 19775.16 to the Government Code, and to add Section 395.08 to the Military and Veterans Code, relating to state employees, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 226—An act to amend Section 41203.1 of, and to add Sections 41203.4, 84750.5, and 84755.5 to, the Education Code, relating to school finance.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 655—An act to add Section 41209 to the Education Code, relating to education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 241—An act to add Chapter 10 (commencing with Section 31425) to Division 21 of the Public Resources Code, relating to coastal resources.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1607—An act making an appropriation for the payment of judgments and settlement claims against the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read second time; 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 Section 50517.8 to the Health and Safety Code, relating to housing, 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. 17—An act to amend Section 49076 of, and to add Section 51850.1 to, the Education Code, and to amend Sections 12507 and 12514 of, and to add Section 12807.2 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. 39—An act to amend Sections 2550, 2561, 2562, 2563, 2566, 14054, and 42238 of, to amend and repeal Section 2551 of, and to add Sections 2567, 42238.45, and 52335.11 to, the Education Code, relating to education finance, 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. 52—An act relating to the Compton Unified School District, 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. 112—An act to add Chapter 7 (commencing with Section 124260) to Part 2 of Division 106 of the Health and Safety Code, and to amend Sections 14005.7 and 14051 of, and to add Section 14011.1 to, the Welfare and Institutions Code, relating to health.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 123—An act to amend Section 270 of the Penal Code, relating to support.

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. 142—An act to amend Sections 52124 and 52126 of the Education Code, relating to class size reduction.

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. 167—An act to amend Section 46201 of the Education Code, relating to school 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.

ASSEMBLY BILL NO. 172—An act to amend Section 19616.51 of the Business and Professions Code, relating to horseracing.

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. 248—An act to add Chapter 12.5 (commencing with Section 52920) to Part 28 of the Education Code, relating to education, 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. 267—An act to add Sections 17030.7, 17269, 32005, and 32006 to the Education Code, relating to school 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.

ASSEMBLY BILL NO. 269—An act to add Sections 1259.1 and 1363.4 to the Health and Safety Code, and to add Section 791.29 to the Insurance Code, relating to health.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 291—An act relating to water, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 326—An act to add Article 3.7 (commencing with Section 11340) to Chapter 2 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 351—An act to amend Section 44300 of, and to add Article 5.6 (commencing with Section 44305) to Chapter 2 of Part 25 of, the Education Code, relating to teacher credentialing, 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. 352—An act to add Article 13 (commencing with Section 44400) to Chapter 2 of Part 25 of the Education Code, relating to teacher credentialing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 353—An act to amend and renumber Section 69619.1 of, to add Sections 44391, 44392, 44393, 44394, and 44395 to, and to repeal Section 44391 of, the Education Code, relating to teachers, 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. 367—An act to add Article 5 (commencing with Section 49350) to Chapter 8 of Part 27 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.

ASSEMBLY BILL NO. 407—An act to amend Sections 20618 and 21621 of, and to add Sections 20807.5, 21623.5, 31789.3 and 31789.5 to, the Government Code, relating to public 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. 418—An act to add and repeal Chapter 3.2 (commencing with Section 8580) of Part 6 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.

ASSEMBLY BILL NO. 486—An act to add and repeal Chapter 8 (commencing with Section 2100) of Part 2 of the Education Code, and to add and repeal Article 24.6 (commencing with Section 899) of Chapter 2 of Part 1 of Division 2 of 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. 497—An act to add Sections 1250.15 and 1368.05 to the Health and Safety Code, and to add Section 10144.07 to the Insurance Code, relating to health care coverage.

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. 498—An act to amend Section 17050 of, to add Section 17017.8 to, and to add Chapter 3.5 (commencing with Section 18600) to Part 11 of, the Education Code, relating to libraries, 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. 499—An act to amend Sections 200, 211, 212, 212.5, 213, 214, 220, 223, 224, 250, 251, 253, 262.3, and 72012 of, to amend the headings of Chapter 2 (commencing with Section 200) of, and Article 3 (commencing with Section 220) of, Chapter 2 of Part 1 of, to amend and renumber Sections 40, 41, 45, 210, 212.6, 222, 226, 227, 228, 232, 262, 262.1, 262.2, 263, 33032.5, 44806, 52905, 52906, 52907, 52908, 58508, and 72015 of, to amend and renumber the headings of Article 4 (commencing with Section 240) of, Article 5 (commencing with Section 250) of, and Article 6 (commencing with Section 260) of, Chapter 2 of Part 1 of, to add Sections 210, 224.5, 254, 262.4, and 264 to, and to add Article 10 (commencing with Section 270) to, Chapter 2 of Part 1 of, to add the headings of Article 4 (commencing with Section 221.5) of, Article 5 (commencing with Section 233) of, Article 6 (commencing with Section 235) of, and Article 11 (commencing with Section 280) of, Chapter 2 of Part 1 of, and to add Chapter 4.5 (commencing with Section 66250) to Part 40 of, and to repeal the headings of Article 4 (commencing with Section 40) of, and Article 4.5 (commencing with Section 45) of, Chapter 1 of Part 1 of, and Article 8 (commencing with Section 52905) of Chapter 12 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.

ASSEMBLY BILL NO. 504—An act to add Sections 56136.5, 56772, and 56773 to 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.

ASSEMBLY BILL NO. 544—An act to add Article 14 (commencing with Section 44410) to Chapter 2 of Part 25 of the Education Code, relating to public school employees, 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. 549—An act to amend Section 76355 of the Education Code, and to amend Section 14132.06 of the Welfare and Institutions Code, relating to postsecondary education, 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. 592—An act to add Article 7.5 (commencing with Section 116610) to Chapter 4 of Part 12 of Division 104 of the Health and Safety Code, relating to environmental protection.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 602—An act to amend Sections 44903.7, 48915.5, 56100, 56140, 56156.5, 56167, 56190, 56210, 56211, 56325, 56342, 56360, 56361, 56362, 56366.2, 56441.14, and 56500 of, to amend and repeal Sections 56364 and 56370 of, to add Sections 56364.5 and 56366.9 to, to add Chapter 2.5 (commencing with Section 56195), Chapter 2.7 (commencing with Section 56197), and Chapter 7.2 (commencing with Section 56836) to, and to add Article 1.1 (commencing with Section 56205) to Chapter 3 of, Part 30 of, to add and repeal Sections 56202 and 56832 of, to add and repeal Chapter 7.1 (commencing with Section 56835) of Part 30 of, to repeal Sections 56213, 56214, 56214.5, 56217, 56218, 56448, and 56449 of, to repeal Article 6 (commencing with Section 56170) of Chapter 2 of, to repeal Article 1 (commencing with Section 56200) and Article 2 (commencing with Section 56220) of Chapter 3 of, Part 30 of, and to repeal Chapter 4.3 (commencing with Section 56400) and Chapter 7 (commencing with Section 56700) of Part 30 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.

ASSEMBLY BILL NO. 607—An act to amend Section 1363 of the Health and Safety Code, relating to health care service plans.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 621—An act relating to community colleges, 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. 639—An act to add Section 68084 to the Education Code, and to amend Sections 15325, 15346.1, and 15346.3 of, and to add Sections 15346.11, 15346.12, 15346.13, and 15346.14 to, the Government Code, relating to defense conversion.

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. 644—An act to add and repeal Article 4 (commencing with Section 54130) of Chapter 2 of Part 29 of the Education Code, relating to pupils, 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. 656—An act to add Chapter 2.3 (commencing with Section 8498.5) to Part 6 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.

ASSEMBLY BILL NO. 680—An act to add Section 14105.11 to the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 748—An act relating to bilingual 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. 792—An act to add Article 5 (commencing with Section 48470) to Chapter 3 of Part 27 of the Education Code, relating to continuation school financing.

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. 805—An act relating to conservation centers.

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. 833—An act to amend Section 1367.66 of, and to add Sections 138.4, 138.5, and 138.6 to, the Health and Safety Code, to amend Section 10123.18 of the Insurance Code, and to amend Section 14132.17 of the Welfare and Institutions Code, relating to ovarian 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.

ASSEMBLY BILL NO. 857—An act relating to the City of El Monte, 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. 860—An act to add Sections 44225.6 and 44225.7 to the Education Code, relating to teacher credentialing.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 861—An act to amend Sections 44225, 44830, 52161, 52163, 52164, 52164.1, 52164.3, 52164.4, 52164.5, 52164.6, 52165, 52180, 52181, 52182, 52183, 52184, and 52186 of, and to amend the heading of Article 4 (commencing with Section 52180) of Chapter 7 of Part 28 of the Education Code, relating to bilingual 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. 862—An act to add Article 7 (commencing with Section 18180) to Chapter 2 of Part 11 of the Education Code, relating to school libraries 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. 926—An act relating to Lake Elsinore, 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. 1078—An act to amend Section 290 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. 1163—An act to add Chapter 5.3 (commencing with Section 8830) to Part 6 of the Education Code, relating to arts education, 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. 1169—An act to add Chapter 4 (commencing with Section 71070) to Part 2 of Division 34 of the Public Resources Code, relating to environmental protection.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1189—An act to add Section 46190.5 to the Education Code, relating to adult 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. 1204—An act to amend and renumber Sections 8399 and 8399.1 of, and to add Article 9.7 (commencing with Section 8420) to Chapter 2 of Part 3 of Division 6 of, the Fish and Game Code, relating to fish, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1219—An act to add and repeal Section 15733 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. 1228—An act to add Article 2.8 (commencing with Section 69.5) to Chapter 2 of Division 1 of the Harbors and Navigation Code, relating to coastal resources.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1238—An act to amend Sections 12517.3 and 13376 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. 1275—An act to amend Section 3003 of the Penal Code, relating to parole.

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. 1292—An act to amend Sections 14502 and 41609 of, to add Article 3.1 (commencing with Section 41344) to Chapter 3 of Part 24 of, and to add and repeal Section 41339.1 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.

ASSEMBLY BILL NO. 1297—An act to add Section 39831.3 to the Education Code, and to amend Section 22112 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. 1334—An act to add Section 11350.10 to the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1382—An act to amend Section 2800.3 of 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. 175—An act to amend Section 21080.14 of, and to add Section 21083.10 to, the Public Resources Code, relating to environmental quality.

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. 182—An act to amend Section 25405 of the Health and Safety Code, relating to acutely hazardous material.

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. 475—An act to amend Sections 15399.57 and 15399.58 of the Government Code, relating to state government.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 750—An act to add Section 5110 to the Public Contract Code, relating to public contracts.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 797—An act to amend Sections 7072, 7084, and 7085 of, to add Sections 7072.5, 7085.5, and 15316 to, and to add and repeal Section 25536.3 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. 1124—An act to amend Sections 12071, 12072, and 12080 of, and to add Section 12072.1 to, the Penal Code, relating to firearms.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1311—An act relating to agriculture.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1463—An act to add Section 2080.3 to the Fish and Game Code, relating to endangered species.

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. 1428—An act to amend Sections 52122 and 52124 of the Education Code, relating to class size reduction.

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. 1464—An act to add Section 13180.9 to, and to add Chapter 9.5 (commencing with Section 13650) to Division 7 of, the Water Code, relating to water, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1496—An act to add Part 12.5 (commencing with Section 15920) to Division 3 of Title 2 of the Government Code, and to amend Section 1464 of the Penal Code, relating to public safety, 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. 1596—An act to amend Sections 20393, 20408, 21151, and 22825.5 of, and to add Sections 20403.5, 20417, and 20418 to, the Government Code, relating to public 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. 271—An act to amend Sections 6050, 6051, 6126, 13601, and 13602 of the Penal Code, and to amend Section 1049 of the Welfare and Institutions Code, relating to corrections, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 611—An act to amend Sections 17280 and 17295 of the Education Code, and to amend Section 20111.5 of the Public Contract Code, relating to education facilities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 858—An act to add Sections 44202.5 and 44496.5 to the Education Code, relating to education.

Bill read second time, and ordered to third reading.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bill was this day on the second reading file:

Senate Bill No. 257, ordered to third reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 2, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 42
Assembly Bill No. 115
Assembly Bill No. 122
Assembly Bill No. 293
Assembly Bill No. 494
Assembly Bill No. 513
Assembly Bill No. 652
Assembly Bill No. 954
Assembly Bill No. 956
Assembly Bill No. 993
Assembly Bill No. 1127
Assembly Bill No. 1184
Assembly Bill No. 1194
Assembly Bill No. 1346
Assembly Bill No. 1606

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

CONSIDERATION OF ASSEMBLY BILL NO. 832 BY UNANIMOUS CONSENT

Assembly Member Poochigian was granted unanimous consent to take up Assembly Bill No. 832, without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 832 (Poochigian)—An act to amend Section 666.5 of, and to add Section 666.6 to, the Penal Code, and to amend Section 10851 of the Vehicle Code, relating to crimes.

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.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 979 (Leach)—An act to amend Section 655 of the Harbors and Navigation Code, relating to vessels.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Point of Order

Assembly Member Martinez arose to the following point of order:

That the author be advised to present only the amendments made to the bill while in the Senate when presenting a measure on concurrence in Senate amendments.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

The question being on concurrence in Senate amendments.

Amendments concurred in by the following vote:

AYES—80

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY JOINT RESOLUTION NO. 24 (Murray)—Relative to Black Music 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 roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Ackerman	Ducheny	Leonard	Richter
Aguiar	Escutia	Machado	Runner
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Martinez	Shelley
Aroner	Floyd	Mazzoni	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	
Davis	Lempert	Pringle	

NOES—None

Above resolution ordered enrolled.

ASSEMBLY BILL NO. 1536 (Wright)—An act to amend Section 11167.5 of the Penal Code, relating to child abuse and neglect.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

NOES—None

Above bill ordered enrolled.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 279 FROM COMMITTEE CONTINUED

Assembly Member Battin was granted unanimous consent that the notice of motion to withdraw Assembly Bill No. 279 from the Committee on Water, Parks and Wildlife 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:

Assembly Bill No. 363, on request of Assembly Member Goldsmith.

Assembly Bills Nos. 101 and **250**, on request of Assembly Member Kuehl.

Assembly Bill No. 54, on request of Assembly Member Murray.

Assembly Bills Nos. 1571, 1572, 1573, 1574, 1575, 1576, 1577, 1579, 1580, 1581, 1582, 1583, 1584, 1585, 1586, 1587, 1588, 1589, 1590, 1591, 1592, 1593, and **1578**, on request of Assembly Member Ducheny.

Assembly Bill No. 1453, on request of Assembly Member Cardenas.

ASSEMBLY BILL NO. 309 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Floyd was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 309 was refused passage; and that the bill be passed on file, to retain its place on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 304 (Scott)—An act to amend Sections 12025 and 12031 of the Penal Code, relating to firearms.

Bill read third time.

Motion to Amend by Assembly Member Runner

Assembly Member Runner moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Villaraigosa arose to the following point of order:

Amendments proposed by Assembly Member Runner are not drafted to the current version of the bill.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken and ruled the amendments out of order.

Point of Order

Assembly Member Pringle arose to the following point of order:

Amendments proposed by Assembly Member Runner would add provisions to the end of the bill, which remains the same in the current version, and therefore the amendments are in order.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order not well-taken; that all proposed amendments must be drafted to the current version of the bill before the Body.

Parliamentary Inquiry

Assembly Member Brown arose to the following parliamentary inquiry:

Does the Chair's ruling not address the issue of germaneness of the amendments?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the question of germaneness addresses the substance and subject matter of a bill, but that all proposed amendments must be drafted to the current version of the bill.

Request to Pass and Retain

Assembly Member Runner requested that the author pass and retain Assembly Bill No. 304.

Point of Order

Assembly Member Murray arose to the following point of order.

If the amendments have been ruled out of order, the author may not extend courtesy to the consideration of proposed amendments.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken; that the author may pass and retain on his measure, or may take the measure up for consideration.

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 Scott moved a call of the Assembly.

Motion carried. Time, 1:13 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1059 (Migden)—An act to add Section 1374.58 to the Health and Safety Code, and to add Section 10121.7 to the Insurance Code, relating to domestic partners.

Bill read third time, and passed by the following vote:

AYES—42

Alquist	Figueroa	Martinez	Sweeney
Aroner	Firestone	Mazzoni	Thomson
Bowen	Floyd	Migden	Torlakson
Brewer	Gallegos	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Wayne
Cardenas	Keeley	Papan	Wildman
Cunneen	Knox	Perata	Wright
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Kuykendall	Shelley	
Escutia	Lempert	Strom-Martin	

NOES—35

Ackerman	Campbell	Leonard	Poochigian
Aguiar	Cardoza	Margett	Prenter
Alby	Frusetta	McClintock	Pringle
Ashburn	Goldsmith	Miller	Runner
Baldwin	Granlund	Morrissey	Takasugi
Battin	Havice	Morrow	Thompson
Baugh	House	Olberg	Washington
Bordonaro	Kaloogian	Oller	Woods
Bowler	Leach	Pacheco	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1059: Assembly Member Baca, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

Objection to Vote Adds

Assembly Member Kuykendall 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. 1059.

At 1:30 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

ASSEMBLY BILL NO. 491 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Keeley was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 491 was refused passage; and that the bill be passed on file, to retain its place on file.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Assembly Constitutional Amendment No. 11 and **Assembly Bill No. 1359**—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. 1551 (Figueroa)—An act to amend Section 665 of the Insurance Code, relating to insurance.

Bill read third time, and passed by the following vote:

AYES—65

Aguiar	Ducheny	Kuykendall	Prenter
Alby	Escutia	Leach	Shelley
Alquist	Figueroa	Lempert	Strom-Martin
Aroner	Firestone	Machado	Sweeney
Ashburn	Floyd	Martinez	Takasugi
Baca	Frusetta	Miller	Thomson
Battin	Gallegos	Morrissey	Torlakson
Baugh	Goldsmith	Morrow	Villaraigosa
Bordonaro	Granlund	Murray	Vincent
Bowen	Havice	Napolitano	Wayne
Bowler	Hertzberg	Olberg	Wildman
Brown	Honda	Oller	Woods
Caldera	House	Ortiz	Wright
Cardenas	Kaloogian	Pacheco	Mr. Speaker
Cardoza	Keeley	Papan	
Cunneen	Knox	Perata	
Davis	Kuehl	Poochigian	

NOES—6

Ackerman	Margett	McClintock
Campbell	Mazzoni	Pringle

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 332, on request of Assembly Member Figueroa.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 837 (Thomson)—An act to amend Section 86103 of the Government Code, relating to the Political Reform Act of 1974.

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, 1:33 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. 53—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 400 (Kuehl)—An act to amend Sections 4320 and 4330 of the Family Code, relating to marriage.

Bill read third time.

Motion to Amend by Assembly Member Morrow

Assembly Member Morrow moved the adoption of amendments.

Amendments read.

Motion to Table Morrow Amendments to Assembly Bill No. 400

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Morrow to Assembly Bill No. 400 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—41

Alquist	Figueroa	Martinez	Torlakson
Aroner	Floyd	Migden	Villaraigosa
Baca	Gallegos	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Brown	Hertzberg	Ortiz	Wayne
Caldera	Honda	Perata	Wildman
Cardenas	Keeley	Scott	Wright
Cardoza	Knox	Shelley	Mr. Speaker
Davis	Kuehl	Strom-Martin	
Ducheny	Lempert	Sweeney	
Escutia	Machado	Thomson	

NOES—36

Ackerman	Campbell	Leach	Pacheco
Aguiar	Cunneen	Leonard	Poochigian
Ashburn	Firestone	Margett	Prenter
Baldwin	Frusetta	McClintock	Pringle
Battin	Goldsmith	Miller	Richter
Baugh	Granlund	Morrissey	Runner
Bordonaro	House	Morrow	Takasugi
Bowler	Kaloogian	Olberg	Thompson
Brewer	Kuykendall	Oller	Woods

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 Kuehl moved a call of the Assembly.

Motion carried. Time, 1:55 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 131 (Ortiz)—An act to amend sections 12001 and 12071 of, and to add Section 12041 to, the Penal Code, relating to firearms.

Bill read third time.

Motion to Amend

Assembly Member Ortiz moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 193 (Murray)—An act to amend Sections 14016.6, 14089, 14408, and 14450 of, and to amend and renumber Section 14087.305 of, the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time, and passed by the following vote:

AYES—76

Ackerman	Cunneen	Lempert	Pringle
Aguiar	Davis	Machado	Richter
Alby	Ducheny	Margett	Runner
Alquist	Escutia	Martinez	Scott
Aroner	Figueroa	Mazzoni	Shelley
Ashburn	Firestone	Migden	Strom-Martin
Baca	Floyd	Miller	Sweeney
Baldwin	Frusetta	Morrissey	Takasugi
Battin	Gallegos	Morrow	Thompson
Baugh	Goldsmith	Murray	Thomson
Bordonaro	Granlund	Napolitano	Torlakson
Bowen	Havice	Olberg	Villaraigosa
Bowler	Hertzberg	Oller	Vincent
Brewer	Honda	Ortiz	Washington
Brown	House	Pacheco	Wayne
Caldera	Keeley	Papan	Wildman
Campbell	Kuehl	Perata	Woods
Cardenas	Kuykendall	Poochigian	Wright
Cardoza	Leach	Prenter	Mr. Speaker

NOES—1

McClintock

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 193: Assembly Member Oller, from "No" to "Aye".

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 682—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 339 (Takasugi)—An act to amend Section 30055 of the Government Code, relating to taxation, 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—78

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	Runner
Alby	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	Runner
Alby	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1394 (Escutia)—An act to amend Section 916 of, and to add Section 910.5 to, the Family Code, relating to marital property.

Bill read third time, and passed by the following vote:

AYES—44

Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Gallegos	Mazzoni	Sweeney
Baca	Havice	McClintock	Thomson
Bordonaro	Hertzberg	Migden	Torlakson
Bowen	Honda	Murray	Villaraigosa
Brown	Keeley	Napolitano	Vincent
Cardenas	Knox	Ortiz	Washington
Cunneen	Kuehl	Pacheco	Wayne
Davis	Lempert	Papan	Wildman
Ducheny	Leonard	Perata	Wright
Escutia	Machado	Shelley	Mr. Speaker

NOES—32

Ackerman	Caldera	Kuykendall	Poochigian
Aguiar	Campbell	Leach	Prenter
Alby	Cardoza	Margett	Pringle
Ashburn	Frusetta	Miller	Richter
Baldwin	Goldsmith	Morrissey	Runner
Battin	Granlund	Morrow	Takasugi
Baugh	House	Olberg	Thompson
Bowler	Kaloogian	Oller	Woods

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 838 (Pacheco)—An act to add Sections 44205 and 44205.5 to the Education Code, relating to education.

Bill read third time.

Motion to Amend

Assembly Member Pacheco moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 1114 (Napolitano)—An act relating to air pollution, and making an appropriation therefor.

Bill read third time.

Parliamentary Inquiry

Assembly Member Floyd arose to the following parliamentary inquiry:

As Assembly Bill No. 1114 contains an appropriation which has not been heard by the Committee on Appropriations, would it not be appropriate to re-refer the bill to committee?

Reply by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore replied that a motion to re-refer would be in order.

Parliamentary Inquiry

Assembly Member Floyd arose to the following parliamentary inquiry:

What is the vote required to re-refer a bill to committee?

Reply by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore replied that 41 votes are required to re-refer a bill to committee.

Re-Reference of Bills to Committee Pursuant to Assembly Rule 77.2

Upon request of Assembly Members Floyd and Leonard, and Appropriations Chair Migden, pursuant to Assembly Rule 77.2, the Assistant Speaker pro Tempore re-referred Assembly Bill No. 1114 to the Committee on Appropriations.

ASSEMBLY BILL NO. 712 (Ackerman)—An act to add and repeal Section 99315.7 of the Public Utilities Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Ackerman moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

At 2:38 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

DEBATE LIMITED

Speaker pro Tempore Kuehl announced that leadership had agreed that debate would be limited to two proponents and two opponents to measures on this day's file, and that requests to ask questions of the author could be made on the author's closing time for debate.

CONSIDERATION OF DAILY FILE (RESUMED)

ASSEMBLY BILL NO. 1301 (Ortiz)—An act to amend Section 4059 of the Family Code, relating to family law.

Bill read third time.

Motion to Amend

Assembly Member Ortiz moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 1029 (Frusetta)—An act to amend Sections 27315 and 27803 of, and to add Section 27368 to, the Vehicle Code, relating to vehicles.

Bill read third time, and passed by the following vote:

AYES—49

Ackerman	Cunneen	Leonard	Pringle
Aguiar	Ducheny	Margett	Richter
Alby	Firestone	Mazzoni	Runner
Ashburn	Frusetta	McClintock	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Vincent
Baugh	Havice	Morrow	Washington
Bordonaro	Hertzberg	Murray	Wayne
Bowler	House	Olberg	Wildman
Brewer	Kaloogian	Oller	Woods
Caldera	Keeley	Pacheco	
Campbell	Kuykendall	Poochigian	
Cardoza	Leach	Prenter	

NOES—11

Aroner	Floyd	Papan	Sweeney
Bowen	Knox	Scott	Villaraigosa
Brown	Lempert	Strom-Martin	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 1099—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 375 (Firestone)—An act to amend Section 472.5 of the Business and Professions Code, to amend Sections 42825, 42835, 42850, 42885, 42889, and 42891 of, to add Sections 42850.1 and 42889.1 to, to add and repeal Chapter 20 (commencing with Section 42970) of, and to repeal and add Chapter 14 (commencing with Section 42700) of, Part 3 of Division 30 of, the Public Resources Code, relating to waste tires.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Firestone withdrew his amendments to Assembly Bill No. 375.

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 Firestone moved a call of the Assembly.

Motion carried. Time, 3:03 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1492 (Baugh)—An act relating to air pollution.

Bill read third time.

Motion to Amend

Assembly Member Prenter moved the adoption of amendments.

Amendments read.

Motion to Table Prenter Amendments to Assembly Bill No. 1492

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Prenter to Assembly Bill No. 1492 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—41

Alquist	Gallegos	Migden	Torlakson
Baca	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	Keeley	Papan	Wayne
Cardenas	Knox	Perata	Wildman
Cardoza	Kuehl	Scott	Wright
Davis	Lempert	Shelley	Mr. Speaker
Ducheny	Machado	Strom-Martin	
Escutia	Martinez	Sweeney	
Figueroa	Mazzoni	Thomson	

NOES—38

Ackerman	Brewer	Leach	Poochigian
Aguiar	Campbell	Leonard	Prenter
Alby	Cunneen	Margett	Pringle
Aroner	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—66

Ackerman	Cunneen	Kuehl	Richter
Aguiar	Davis	Kuykendall	Runner
Alby	Ducheny	Leach	Scott
Alquist	Escutia	Lempert	Shelley
Ashburn	Figueroa	Machado	Sweeney
Baca	Firestone	Mazzoni	Takasugi
Baldwin	Frusetta	McClintock	Thompson
Battin	Gallegos	Migden	Thomson
Baugh	Goldsmith	Miller	Torlakson
Bordonaro	Granlund	Morrissey	Villaraigosa
Bowen	Havice	Morrow	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Campbell	Kaloogian	Pacheco	Woods
Cardenas	Keeley	Papan	
Cardoza	Knox	Poochigian	

NOES—5

Caldera	Leonard	Pringle
Floyd	Martinez	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 15—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 229 (Battin)—An act to amend Section 6585 of the Government Code, relating to local agencies.

Bill read third time.

Motion to Amend

Assembly Member Battin moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 439 (Honda)—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, 17262, 17308, 17350, 17427, 17488, 17581, 32212, 33350, 35160.5, 35177, 35184, 35294.1, 35335, 37222, 37223, 37253, 38000, 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 and 52319 of, to amend and repeal Sections 8261, 8269, 8277, 8287, 8391, 8900, 10505, 10607, 12001, 35179.7, 38047, 44591, 44639, 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, 38047.5, 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, 17241, 17242, 17321, 17322, 17342, 17365, 17366, 17374, 17380, 17387, 17485, 17577, 17598, 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, 38055, 38057, 38081, 38090, 38119, 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 38065) of Chapter 2 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 77500) 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 1071 to the Penal Code, and to add Part 9 (commencing with Section 19500) to Division 9 of the Probate Code, relating to education.

Bill read third time, and passed by the following vote:

AYES—75

Ackerman	Cunneen	Kuykendall	Poochigian
Aguiar	Davis	Leach	Prenter
Alby	Ducheny	Lempert	Pringle
Alquist	Escutia	Machado	Richter
Aroner	Figueroa	Margett	Runner
Ashburn	Firestone	Martinez	Scott
Baca	Floyd	Mazzoni	Shelley
Baldwin	Frusetta	McClintock	Strom-Martin
Battin	Gallegos	Migden	Sweeney
Baugh	Goldsmith	Miller	Takasugi
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Villaraigosa
Brewer	Honda	Napolitano	Vincent
Brown	House	Olberg	Washington
Caldera	Kaloogian	Oller	Woods
Campbell	Keeley	Ortiz	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	

NOES—4

Leonard	Pacheco	Thompson	Wildman

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 698 (Davis)—An act to add and repeal Chapter 3.7 (commencing with Section 15379.92) of Part 6.7 of Division 3 of Title 2 of the Government Code, relating to small business.

Bill read third time, and passed by the following vote:

AYES—51

Aguiar	Figueroa	Machado	Strom-Martin
Alquist	Floyd	Martinez	Sweeney
Aroner	Frusetta	Mazzoni	Takasugi
Baca	Gallegos	Migden	Thomson
Bowen	Goldsmith	Morrissey	Torlakson
Brown	Havice	Murray	Villaraigosa
Caldera	Hertzberg	Napolitano	Vincent
Cardenas	Honda	Ortiz	Washington
Cardoza	Knox	Pacheco	Wayne
Cunneen	Kuehl	Papan	Wildman
Davis	Kuykendall	Perata	Wright
Ducheny	Leach	Scott	Mr. Speaker
Escutia	Lempert	Shelley	

NOES—24

Ackerman	Bowler	McClintock	Prenter
Alby	Brewer	Miller	Pringle
Ashburn	Granlund	Morrow	Richter
Battin	House	Olberg	Runner
Baugh	Kaloogian	Oller	Thompson
Bordonaro	Leonard	Poochigian	Woods

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1537 (**Machado**)—An act to amend Section 17311 of the Education Code, relating to school facilities, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—67

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Leach	Scott
Alby	Ducheny	Lempert	Shelley
Alquist	Escutia	Machado	Strom-Martin
Aroner	Figueroa	Margett	Sweeney
Ashburn	Firestone	Martinez	Takasugi
Baca	Floyd	Mazzoni	Thompson
Battin	Frusetta	Migden	Thomson
Bordonaro	Gallegos	Miller	Torlakson
Bowen	Granlund	Morrissey	Villaraigosa
Bowler	Havice	Murray	Vincent
Brewer	Hertzberg	Napolitano	Washington
Brown	Honda	Ortiz	Wayne
Caldera	Kaloogian	Pacheco	Wildman
Campbell	Keeley	Papan	Wright
Cardenas	Knox	Perata	Mr. Speaker
Cardoza	Kuehl	Poochigian	

NOES—10

Baldwin	House	Morrow	Woods
Baugh	Leonard	Pringle	
Goldsmith	McClintock	Richter	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 103—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 117 (**Escutia**)—An act to add Section 44002.5 to the Public Resources Code, relating to solid waste.

Bill read third time, and passed by the following vote:

AYES—47

Alquist	Firestone	Machado	Strom-Martin
Aroner	Floyd	Martinez	Sweeney
Baca	Gallegos	Mazzoni	Thomson
Brown	Havice	Migden	Torlakson
Caldera	Hertzberg	Murray	Villaraigosa
Cardenas	Honda	Napolitano	Vincent
Cardoza	Keeley	Ortiz	Washington
Cunneen	Knox	Pacheco	Wayne
Davis	Kuehl	Papan	Wildman
Ducheny	Kuykendall	Perata	Wright
Escutia	Leach	Scott	Mr. Speaker
Figueroa	Lempert	Shelley	

NOES—30

Ackerman	Bowler	Leonard	Prenter
Aguiar	Brewer	McClintock	Pringle
Alby	Campbell	Miller	Runner
Ashburn	Frusetta	Morrissey	Takasugi
Baldwin	Goldsmith	Morrow	Thompson
Battin	Granlund	Olberg	Woods
Baugh	House	Oller	
Bordonaro	Kaloogian	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 134 (Baca)—An act to amend Section 3540.1 of the Government Code, relating to public school employees.

Bill read third time, and passed by the following vote:

AYES—45

Alquist	Figueroa	Martinez	Thomson
Aroner	Floyd	Mazzoni	Torlakson
Baca	Gallegos	Migden	Villaraigosa
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Caldera	Honda	Ortiz	Wayne
Cardenas	Keeley	Papan	Wildman
Cardoza	Knox	Perata	Wright
Cunneen	Kuehl	Scott	Mr. Speaker
Davis	Kuykendall	Shelley	
Ducheny	Lempert	Strom-Martin	
Escutia	Machado	Sweeney	

NOES—32

Ackerman	Bowler	Leach	Poochigian
Aguiar	Brewer	Leonard	Prenter
Alby	Campbell	Margett	Pringle
Ashburn	Frusetta	McClintock	Richter
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrow	Takasugi
Baugh	House	Olberg	Thompson
Bordonaro	Kaloogian	Oller	Woods

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 153—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 158 (Papan)—An act to amend Sections 19809 and 19810 of, and to add Section 19823.5 to, the Business and Professions Code, relating to gaming.

Bill read third time, and passed by the following vote:

AYES—48

Alby	Escutia	Mazzoni	Scott
Alquist	Figueroa	Migden	Shelley
Aroner	Floyd	Morrissey	Strom-Martin
Baca	Gallegos	Murray	Sweeney
Baldwin	Goldsmith	Napolitano	Thomson
Bowler	Granlund	Ortiz	Villaraigosa
Caldera	Havice	Pacheco	Vincent
Cardenas	Hertzberg	Papan	Washington
Cardoza	Honda	Perata	Wildman
Cunneen	Keeley	Poochigian	Woods
Davis	Kuehl	Prenter	Wright
Ducheny	Machado	Richter	Mr. Speaker

NOES—12

Ackerman	Baugh	Leonard	Miller
Aguiar	Bordonaro	Martinez	Morrow
Ashburn	House	McClintock	Olberg

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 196 (Thomson)—An act to add Sections 17053.19 and 23619 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—72

Ackerman	Davis	Leach	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Mazzoni	Runner
Aroner	Firestone	McClintock	Scott
Ashburn	Floyd	Migden	Shelley
Baca	Frusetta	Miller	Strom-Martin
Baldwin	Gallegos	Morrissey	Sweeney
Battin	Goldsmith	Morrow	Takasugi
Baugh	Granlund	Murray	Thompson
Bordonaro	Havice	Napolitano	Thomson
Bowler	Hertzberg	Olberg	Torlakson
Brewer	Honda	Oller	Villaraigosa
Brown	House	Ortiz	Vincent
Campbell	Kaloogian	Pacheco	Wildman
Cardenas	Keeley	Papan	Woods
Cardoza	Kuehl	Perata	Wright
Cunneen	Kuykendall	Poochigian	Mr. Speaker

NOES—4

Bowen	Caldera	Lempert	Martinez

Bill ordered transmitted to the Senate.

At 3:34 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 234 (Battin)—An act relating to school facilities.

Bill read third time, and passed by the following vote:

AYES—68

Ackerman	Cunneen	Leach	Pringle
Aguiar	Davis	Lempert	Richter
Alby	Ducheny	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Frusetta	Miller	Strom-Martin
Baca	Gallegos	Morrissey	Sweeney
Baldwin	Goldsmith	Morrow	Takasugi
Battin	Granlund	Murray	Thompson
Baugh	Havice	Napolitano	Torlakson
Bordonaro	Hertzberg	Oller	Villaraigosa
Bowen	Honda	Ortiz	Vincent
Bowler	House	Pacheco	Wayne
Brown	Kaloogian	Papan	Wildman
Campbell	Keeley	Perata	Woods
Cardenas	Kuehl	Poochigian	Wright
Cardoza	Kuykendall	Prenter	Mr. Speaker

NOES—2

Caldera	Martinez

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 308 (Leonard)—An act to amend Section 10177.4 of the Business and Professions Code, and to add Section 641.4 to the Penal Code, relating to real estate.

Bill read third time, and passed by the following vote:

AYES—64

Ackerman	Cardoza	Kuehl	Perata
Aguiar	Cunneen	Kuykendall	Poochigian
Alby	Davis	Leach	Prenter
Alquist	Ducheny	Lempert	Pringle
Ashburn	Escutia	Leonard	Richter
Baca	Figueroa	Machado	Runner
Baldwin	Firestone	Margett	Scott
Battin	Frusetta	Martinez	Shelley
Baugh	Gallegos	Mazzoni	Sweeney
Bordonaro	Goldsmith	Miller	Takasugi
Bowen	Granlund	Morrissey	Thompson
Bowler	Havice	Morrow	Thomson
Brewer	House	Napolitano	Torlakson
Brown	Kaloogian	Olberg	Wayne
Campbell	Keeley	Oller	Woods
Cardenas	Knox	Pacheco	Mr. Speaker

NOES—9

Aroner	Hertzberg	Ortiz
Caldera	McClintock	Papan
Floyd	Migden	Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 308: Assembly Member Wildman, from "No" to "Not Voting".

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 327—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 374 (Kuehl)—An act to add and repeal Sections 10915, 10916, and 10917 of the Fish and Game Code, relating to marine refuges, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—49

Aguiar	Figueroa	Margett	Sweeney
Alquist	Firestone	Martinez	Thomson
Baca	Floyd	Mazzoni	Torlakson
Bowen	Gallegos	Migden	Villaraigosa
Brewer	Goldsmith	Murray	Vincent
Brown	Havice	Napolitano	Washington
Caldera	Hertzberg	Ortiz	Wayne
Cardenas	Honda	Pacheco	Wildman
Cardoza	Keeley	Papan	Wright
Cunneen	Knox	Perata	Mr. Speaker
Davis	Kuehl	Prenter	
Ducheny	Lempert	Scott	
Escutia	Machado	Shelley	

NOES—25

Ackerman	Bowler	McClintock	Pringle
Alby	Campbell	Miller	Runner
Ashburn	Granlund	Morrissey	Thompson
Baldwin	House	Morrow	Woods
Battin	Kaloogian	Olberg	
Baugh	Leach	Oller	
Bordonaro	Leonard	Poochigian	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 374: Assembly Member Bordonaro, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 382 (Ducheny)—An act to add Section 11329.8 to the Welfare and Institutions Code, relating to employment services.

Bill read third time.

Motion to Amend

Assembly Member Ashburn moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 397 (**Kuykendall**)—An act to add Chapter 1 (commencing with Section 69400) to Part 42 of the Education Code, relating to postsecondary education.

Bill read third time, and passed by the following vote:

AYES—58

Ackerman	Cardoza	Lempert	Pringle
Aguiar	Cunneen	Leonard	Richter
Alby	Davis	Machado	Runner
Alquist	Ducheny	Margett	Scott
Ashburn	Escutia	McClintock	Takasugi
Baca	Firestone	Miller	Thompson
Baldwin	Frusetta	Morrissey	Thomson
Battin	Goldsmith	Morrow	Torlakson
Baugh	Granlund	Napolitano	Vincent
Bordonaro	Havice	Olberg	Wayne
Bowler	Hertzberg	Oller	Wildman
Brewer	House	Pacheco	Woods
Brown	Kaloogian	Papan	Mr. Speaker
Caldera	Kuykendall	Poochigian	
Campbell	Leach	Prenter	

NOES—12

Aroner	Honda	Kuehl	Migden
Bowen	Keeley	Martinez	Perata
Gallegos	Knox	Mazzoni	Villaraigosa

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 399—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 405 (**Kuehl**)—An act to add Section 1250.05 to the Health and Safety Code, relating to health facilities.

Bill read third time, and passed by the following vote:

AYES—53

Alquist	Frusetta	Machado	Shelley
Aroner	Gallegos	Martinez	Strom-Martin
Baca	Goldsmith	Mazzoni	Sweeney
Bordonaro	Havice	Migden	Thomson
Bowen	Hertzberg	Miller	Torlakson
Brewer	Honda	Morrissey	Villaraigosa
Cardenas	House	Murray	Washington
Cardoza	Keeley	Napolitano	Wayne
Cunneen	Knox	Ortiz	Wildman
Davis	Kuehl	Pacheco	Wright
Ducheny	Kuykendall	Papan	Mr. Speaker
Figueroa	Leach	Perata	
Firestone	Lempert	Richter	
Floyd	Leonard	Scott	

NOES—19

Ackerman	Baugh	Kaloogian	Poochigian
Aguiar	Bowler	McClintock	Takasugi
Alby	Caldera	Morrow	Thompson
Ashburn	Campbell	Olberg	Woods
Baldwin	Granlund	Oller	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 409—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 412 (Wildman)—An act to amend Section 48900 of, and to add Section 48900.7 to, the Education Code, relating to pupils.

Bill read third time, and passed by the following vote:

AYES—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—1

Floyd

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 437 (Aroner)—An act to amend Section 41472 of the Education Code, relating to education.

Bill read third time, and passed by the following vote:

AYES—46

Alquist	Figueroa	Machado	Sweeney
Aroner	Floyd	Martinez	Thomson
Baca	Frusetta	Mazzoni	Torlakson
Bowen	Gallegos	Migden	Villaraigosa
Brown	Havice	Murray	Vincent
Caldera	Hertzberg	Napolitano	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Papan	Wildman
Cunneen	Knox	Perata	Wright
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Lempert	Shelley	
Escutia	Leonard	Strom-Martin	

NOES—31

Ackerman	Bowler	McClintock	Prenter
Aguiar	Brewer	Miller	Pringle
Alby	Campbell	Morrissey	Richter
Ashburn	Granlund	Morrow	Runner
Baldwin	House	Olberg	Takasugi
Battin	Kaloogian	Oller	Thompson
Baugh	Kuykendall	Pacheco	Woods
Bordonaro	Margett	Poochigian	

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1370 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Prenter gave notice that he would move to withdraw Assembly Bill No. 1370 from the Committee on Appropriations.

ACTION RESCINDED ON ASSEMBLY BILL NO. 1346

Assembly Member Migden was granted unanimous consent to rescind the action whereby on May 30, 1997 (Assembly Journal, pages 2113–2114), the Report of the Committee on Appropriations relative to Assembly Bills Nos. 1346 and 991, was received and read in the Assembly, and whereby earlier this day (Assembly Journal, pages 2182 and 2184), the bills were read a second time and ordered to third reading.

ADJOURN IN MEMORY

Assembly Member Havice was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of "Rosie the Riveter" Rose Will Monroe, of Clarksville, Indiana.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Ortiz announced her intention to request that Assembly Bill No. 735 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Cardenas announced his intention to request that Assembly Bill No. 633 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Gallegos announced his intention to request that Assembly Bill No. 434 be removed from the inactive file.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Gallegos:

Resolved, That Joint Rule 61(a)(2), (a)(3), (a)(5), and (a)(7) be suspended to permit the Committee on Health to meet, consider, and report Assembly Bill No. 1055 for further action.

By Assembly Member Floyd:

Resolved, That Joint Rule 61(a)(3) be suspended to permit the Committee on Labor and Employment to meet, consider, and report Assembly Bill No. 1363 for further action.

By Assembly Member Gallegos:

Resolved, That Joint Rule 61(a)(3) and (a)(7) be suspended to permit the Committee on health to meet, consider, and report Assembly Bill No. 1439 for further action.

Resolutions read, and adopted by the following vote:

AYES—78

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Frusetta	McClintock	Sweeney
Baca	Gallegos	Migden	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Thomson
Baugh	Havice	Morrow	Torlakson
Bordonaro	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—None

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 450 (Torlakson)—An act to amend Sections 7260, 7262.5, and 7264 of the Government Code, relating to housing.

Bill read third time, and passed by the following vote:

AYES—79

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

NOES—1

Martinez

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 525 (**Aroner**)—An act to amend Section 8804 of the Education Code, relating to Healthy Start Support Services.

Bill read third time, and passed by the following vote:

AYES—73

Aguiar	Ducheny	Leonard	Scott
Alby	Escutia	Machado	Shelley
Alquist	Figueroa	Margett	Strom-Martin
Aroner	Firestone	Martinez	Sweeney
Ashburn	Floyd	Mazzoni	Takasugi
Baca	Frusetta	Migden	Thompson
Battin	Gallegos	Miller	Thomson
Baugh	Goldsmith	Morrissey	Torlakson
Bordonaro	Granlund	Morrow	Villaraigosa
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Olberg	Wayne
Brown	House	Ortiz	Wildman
Caldera	Keeley	Pacheco	Woods
Campbell	Knox	Papan	Wright
Cardenas	Kuehl	Perata	Mr. Speaker
Cardoza	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	
Davis	Lempert	Richter	

NOES—6

Ackerman	Kaloogian	Oller
Baldwin	McClintock	Pringle

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 536 (**Gallegos**)—An act to amend Section 2052 of the Business and Professions Code, to amend Sections 1363.5 and 1399.55 of, and to add Sections 1367.17 and 1370.3 to, the Health and Safety Code, and to amend Section 796.01 of, and to add Sections 10123.200 and 10123.201 to, the Insurance Code, relating to health care coverage.

Bill read third time, and passed by the following vote:

AYES—55

Aguiar	Ducheny	Kuykendall	Shelley
Alquist	Escutia	Lempert	Strom-Martin
Aroner	Figueroa	Machado	Sweeney
Ashburn	Firestone	Martinez	Thompson
Baca	Floyd	Mazzoni	Thomson
Bordonaro	Frusetta	Migden	Torlakson
Bowen	Gallegos	Morrissey	Villaraigosa
Brown	Goldsmith	Morrow	Vincent
Caldera	Havice	Murray	Washington
Campbell	Hertzberg	Napolitano	Wayne
Cardenas	Honda	Ortiz	Wildman
Cardoza	Keeley	Papan	Wright
Cunneen	Knox	Perata	Mr. Speaker
Davis	Kuehl	Scott	

NOES—20

Ackerman	Bowler	Margett	Prenter
Alby	Granlund	McClintock	Pringle
Baldwin	House	Miller	Runner
Battin	Kaloogian	Olberg	Takasugi
Baugh	Leonard	Oller	Woods

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 536: Assembly Member Campbell, from "No" to "Aye".

Bill ordered transmitted to the Senate.

At 4:20 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

BILLS PASSED ON FILE

Assembly Bill No. 550—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 663 (Ortiz)—An act to add Article 3.5 (commencing with Section 101270) to Chapter 3 of Part 3 of Division 101 of the Health and Safety Code, relating to health.

Bill read third time, and passed by the following vote:

AYES—79

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 664 (Ortiz)—An act to amend Section 125000 of the Health and Safety Code, relating to hereditary disorders, 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—77

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Martinez	Strom-Martin
Ashburn	Floyd	Mazzoni	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Olberg	Washington
Brewer	House	Oller	Wayne
Brown	Kaloogian	Ortiz	Wildman
Caldera	Keeley	Pacheco	Woods
Campbell	Knox	Papan	Mr. Speaker
Cardenas	Kuehl	Perata	
Cardoza	Kuykendall	Poochigian	
Cunneen	Leach	Pringle	

NOES—1

McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Martinez	Strom-Martin
Ashburn	Floyd	Mazzoni	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Olberg	Washington
Brewer	House	Oller	Wayne
Brown	Kaloogian	Ortiz	Wildman
Caldera	Keeley	Pacheco	Woods
Campbell	Knox	Papan	Mr. Speaker
Cardenas	Kuehl	Perata	
Cardoza	Kuykendall	Poochigian	
Cunneen	Leach	Pringle	

NOES—1

McClintock

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Assembly Bill No. 664, and on passage of the bill: Assembly Member Prenter, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bills Nos. 681 and 717—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 722 (Leach)—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	Cunneen	Lempert	Prenter
Aguiar	Davis	Leonard	Pringle
Alby	Ducheny	Machado	Richter
Alquist	Escutia	Margett	Runner
Ashburn	Figueroa	Mazzoni	Scott
Baca	Firestone	McClintock	Shelley
Baldwin	Frusetta	Miller	Sweeney
Battin	Gallegos	Morrissey	Takasugi
Baugh	Goldsmith	Morrow	Thompson
Bordonaro	Granlund	Murray	Thomson
Bowen	Havice	Napolitano	Torlakson
Bowler	Hertzberg	Olberg	Villaraigosa
Brewer	House	Oller	Vincent
Brown	Kaloogian	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 745 (Thompson)—An act to add Sections 1646.9 and 2079 to the Business and Professions Code, and to amend Section 1248.1 of the Health and Safety Code, relating to outpatient care.

Bill read third time, and passed by the following vote:

AYES—74

Ackerman	Cunneen	Leonard	Prenter
Aguiar	Davis	Machado	Pringle
Alby	Ducheny	Margett	Runner
Alquist	Escutia	Martinez	Scott
Aroner	Figueroa	Mazzoni	Shelley
Ashburn	Firestone	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Thompson
Battin	Granlund	Morrissey	Thomson
Baugh	Havice	Morrow	Torlakson
Bordonaro	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Pacheco	Woods
Campbell	Kuykendall	Papan	Mr. Speaker
Cardenas	Leach	Perata	
Cardoza	Lempert	Poochigian	

NOES—1

Goldsmith

Bill ordered transmitted to the Senate.

OBJECTION WITHDRAWN

Assembly Member Kuykendall withdrew his objection to any requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Bill No. 1059.

BILLS PASSED ON FILE

Assembly Bill No. 812—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 938 (Vincent)—An act to add Section 91000.5 to the Government Code, relating to the Political Reform Act of 1974.

Bill read third time, and passed by the following vote:

AYES—70

Aguiar	Escutia	Margett	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Gallegos	Migden	Sweeney
Baca	Goldsmith	Miller	Takasugi
Baldwin	Granlund	Morrow	Thompson
Battin	Havice	Murray	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowler	Honda	Olberg	Villaraigosa
Brewer	House	Oller	Vincent
Brown	Kaloogian	Ortiz	Washington
Caldera	Keeley	Pacheco	Wayne
Campbell	Knox	Papan	Wildman
Cardenas	Kuehl	Perata	Woods
Cardoza	Kuykendall	Poochigian	Wright
Cunneen	Lempert	Pringle	Mr. Speaker
Davis	Leonard	Richter	
Ducheny	Machado	Runner	

NOES—4

Ackerman	Alby	Bowen	Martinez

Bill ordered transmitted to the Senate.

OBJECTION TO VOTE ADDS

Assembly Member Kuykendall 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. 1059.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 940 (Miller)—An act to add and repeal Section 7200 of the Public Contract Code, relating to public works.

Bill read third time, and passed by the following vote:

AYES—60

Ackerman	Cunneen	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alby	Ducheny	Lempert	Prenter
Ashburn	Escutia	Leonard	Pringle
Baca	Figueroa	Machado	Runner
Baldwin	Firestone	Margett	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Goldsmith	McClintock	Takasugi
Bordonaro	Granlund	Miller	Thompson
Bowler	Havice	Morrissey	Villaraigosa
Brewer	Hertzberg	Morrow	Washington
Brown	Honda	Murray	Wayne
Campbell	House	Olberg	Wildman
Cardenas	Kaloogian	Oller	Woods
Cardoza	Keeley	Pacheco	Wright

NOES—8

Caldera	Martinez	Napolitano	Sweeney
Kuehl	Migden	Scott	Thomson

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 940: Assembly Member Honda, from "No" to "Aye"; Assembly Member Alquist, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 992 (Perata)—An act to amend Sections 23086 and 23985.5 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and passed by the following vote:

AYES—75

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Frusetta	McClintock	Sweeney
Baca	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—2

Kaloogian	Oller

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1002 (Thompson)—An act to amend Sections 25658, 25658.5, 25661, and 25662 of, and to add Sections 25661.5 and 25666.7 to, the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and passed by the following vote:

AYES—75

Ackerman	Cunneen	Leach	Pringle
Aguiar	Davis	Lempert	Richter
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	McClintock	Strom-Martin
Baca	Floyd	Miller	Sweeney
Baldwin	Frusetta	Morrissey	Takasugi
Battin	Gallegos	Morrow	Thompson
Baugh	Goldsmith	Murray	Thomson
Bordonaro	Granlund	Napolitano	Torlakson
Bowen	Havice	Olberg	Vincent
Bowler	Hertzberg	Oller	Washington
Brewer	Honda	Ortiz	Wayne
Brown	House	Pacheco	Wildman
Caldera	Kaloogian	Papan	Woods
Campbell	Keeley	Perata	Wright
Cardenas	Kuehl	Poochigian	Mr. Speaker
Cardoza	Kuykendall	Prenter	

NOES—3

Mazzoni	Migden	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1017 (Aguiar)—An act to amend Section 14087.325 of, and to add Sections 14087.324, 14087.327, 14087.328, and 14172.3 to, the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time, and passed by the following vote:

AYES—76

Ackerman	Cunneen	Leonard	Prenter
Aguiar	Davis	Machado	Pringle
Alby	Figueroa	Margett	Richter
Alquist	Firestone	Martinez	Runner
Aroner	Floyd	Mazzoni	Scott
Ashburn	Frusetta	McClintock	Shelley
Baca	Gallegos	Migden	Strom-Martin
Baldwin	Goldsmith	Miller	Sweeney
Battin	Granlund	Morrissey	Takasugi
Baugh	Havice	Morrow	Thompson
Bordonaro	Hertzberg	Murray	Thomson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Kuehl	Pacheco	Wildman
Campbell	Kuykendall	Papan	Woods
Cardenas	Leach	Perata	Wright
Cardoza	Lempert	Poochigian	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1040 (Committee on Revenue and Taxation)—An act to amend Section 30 of the Business and Professions Code, to amend Section 1666.5 of the Insurance Code, to amend Sections 17052.15, 17053.45, 17053.46, 17220, 18402, 18604, 18606, 18621.5, 18637, 18638, 18639, 18645, 18662, 18670, 19009, 19011, 19021, 19023, 19024, 19058, 19132.5, 19141.5, 19141.6, 19147, 19164, 19192, 19254, 19263, 19280, 19282, 19301, 19340, 19392, 19411, 19542, 19563, 19701, 19705, 19706, 19719, 23037, 23038, 23040.1, 23095, 23098, 23151, 23151.1, 23151.2, 23153, 23183.1, 23183.2, 23186, 23303, 23305.2, 23332, 23332.5, 23334, 23455, 23501, 23610.5, 23612.6, 23623.5, 23625, 23645, 23646, 23731, 23802, 23809, 23811, 24346, 24356.4, 24356.8, 24357, 24358, 24359, 24402, 24407, 24408, 24409, 24411, 24416, 24416.2, 24677, 24678, 24901, 24912, 24916, 24917, 24942, 25105, 25110, 25111, 25112, and 25128 of, to amend and renumber Section 19532 of, and to amend and renumber the heading of Article 6 (commencing with Section 19280) of Chapter 5 of Part 10.2 of Division 2 of, and to repeal Sections 23184, 23184.5, 23185, 23185a, 23185b, 23186.1, 23186.2, and 23186.5 of, the Revenue and Taxation Code, and to amend Section 56 of Chapter 952 of the Status of 1996, relating to taxation, and making an appropriation therefor.

Bill read third time, presented by Assembly Member Caldera and passed by the following vote:

AYES—64

Ackerman	Ducheny	Margett	Pringle
Aguiar	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	Migden	Strom-Martin
Ashburn	Floyd	Miller	Sweeney
Baca	Gallegos	Morrissey	Takasugi
Battin	Havice	Morrow	Thompson
Bordonaro	Hertzberg	Murray	Thomson
Bowen	Honda	Napolitano	Torlakson
Brewer	Keeley	Olberg	Villaraigosa
Caldera	Knox	Ortiz	Vincent
Campbell	Kuehl	Pacheco	Washington
Cardenas	Kuykendall	Papan	Wayne
Cardoza	Leach	Perata	Wildman
Cunneen	Lempert	Poochigian	Wright
Davis	Machado	Prenter	Mr. Speaker

NOES—10

Alby	Bowler	Leonard	Woods
Baldwin	Granlund	McClintock	
Baugh	House	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1164 (Wright)—An act to add Section 11261 to the Welfare and Institutions Code, relating to human services.

Bill read third time.

Motion to Amend by Assembly Member Ashburn

Assembly Member Ashburn moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 1181 (Escutia)—An act to add section 1374.16 to the Health and Safety Code, and to amend Section 14016.5 of the Welfare and Institutions Code, relating to health care.

Bill read third time, and passed by the following vote:

AYES—75

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Martinez	Strom-Martin
Ashburn	Floyd	Mazzoni	Sweeney
Baca	Frusetta	Migden	Takasugi
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Villaraigosa
Bowler	Hertzberg	Napolitano	Vincent
Brewer	Honda	Olberg	Washington
Brown	House	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

NOES—2

Baldwin	McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1195 (Torlakson)—An act to amend Section 25356.1 of, and to add Sections 25319.6 and 25324.5 to, the Health and Safety Code, relating to hazardous substances.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—34

Ackerman	Brewer	Leonard	Poochigian
Aguiar	Campbell	Margett	Prenter
Alby	Firestone	McClintock	Pringle
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Leach	Pacheco	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1198 (Hertzberg)—An act to add Article 6.5 (commencing with Section 53125) to Chapter 1 of Part 1 of Division 2 of Title 5 of the Government Code, and to amend Section 41136 of the Revenue and Taxation Code, relating to local agencies, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—66

Aguiar	Firestone	Margett	Shelley
Alquist	Floyd	Martinez	Strom-Martin
Aroner	Frusetta	Mazzoni	Sweeney
Ashburn	Gallegos	Migden	Takasugi
Baca	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Thomson
Baugh	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Brown	Honda	Olberg	Vincent
Caldera	House	Ortiz	Washington
Cardenas	Keeley	Pacheco	Wayne
Cardoza	Knox	Papan	Wildman
Cunneen	Kuehl	Perata	Woods
Davis	Kuykendall	Poochigian	Wright
Ducheny	Leach	Prenter	Mr. Speaker
Escutia	Lempert	Richter	
Figueroa	Machado	Scott	

NOES—13

Ackerman	Bowler	Leonard	Pringle
Alby	Brewer	McClintock	
Baldwin	Campbell	Morrow	
Bordonaro	Kaloogian	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1230 (Wright)—An act to amend Section 129010 of the Health and Safety Code, and to add Article 2.82 (commencing with Section 14087.98) to Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to health, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—68

Ackerman	Cunneen	Kuehl	Perata
Aguiar	Davis	Kuykendall	Poochigian
Alby	Ducheny	Leach	Richter
Alquist	Escutia	Lempert	Scott
Aroner	Figueroa	Machado	Shelley
Ashburn	Firestone	Margett	Strom-Martin
Baca	Frusetta	Martinez	Sweeney
Battin	Gallegos	Mazzoni	Thompson
Baugh	Goldsmith	Migden	Thomson
Bordonaro	Granlund	Miller	Torlakson
Bowen	Havice	Morrissey	Villaraigosa
Brewer	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Caldera	House	Oller	Wayne
Campbell	Kaloogian	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Wright
Cardoza	Knox	Papan	Mr. Speaker

NOES—7

Bowler	McClintock	Prenter	Woods
Leonard	Morrow	Pringle	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1251 (Battin)—An act to add Sections 2260.5, 16004, and 16105 to the Business and Professions Code, and to add Section 367h to the Penal Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—45

Ackerman	Cardoza	Kuykendall	Prenter
Aguiar	Cunneen	Leach	Pringle
Alby	Davis	Machado	Runner
Ashburn	Ducheny	Margett	Sweeney
Baca	Firestone	Mazzoni	Thompson
Baldwin	Floyd	Miller	Thomson
Battin	Frusetta	Morrissey	Vincent
Baugh	Goldsmith	Morrow	Wildman
Bordonaro	Granlund	Olberg	Woods
Bowler	Havice	Oller	
Brewer	House	Pacheco	
Campbell	Kaloogian	Poochigian	

NOES—18

Aroner	Hertzberg	Migden	Richter
Caldera	Kuehl	Murray	Strom-Martin
Cardenas	Leonard	Napolitano	Takasugi
Escutia	Martinez	Ortiz	
Figueroa	McClintock	Papan	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bills Nos. 1256 and **1291**—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1302 (Wayne)—An act to amend Section 30796.7 of, and to add Section 30796.10 to, the Streets and Highways Code, relating to highways.

Bill read third time.

Motion to Amend by Assembly Member Miller

Assembly Member Miller moved the adoption of amendments.

Amendments read.

Motion to Table Miller Amendments to Assembly Bill No. 1302

Assembly Member Shelley moved that the amendments offered by Assembly Member Miller to Assembly Bill No. 1302 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—42

Alquist	Figueroa	Martinez	Thomson
Aroner	Floyd	Mazzoni	Torlakson
Baca	Gallegos	Migden	Villaraigosa
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Caldera	Honda	Ortiz	Wayne
Cardenas	Keeley	Papan	Wildman
Cardoza	Knox	Perata	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Machado	Sweeney	

NOES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—49

Aguiar	Firestone	Mazzoni	Sweeney
Alquist	Floyd	Migden	Thomson
Aroner	Gallegos	Miller	Torlakson
Baca	Granlund	Morrissey	Villaraigosa
Bowen	Havice	Morrow	Vincent
Bowler	Hertzberg	Murray	Washington
Brown	Honda	Napolitano	Wayne
Caldera	House	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Wright
Cardoza	Knox	Perata	Mr. Speaker
Davis	Kuehl	Richter	
Escutia	Lempert	Shelley	
Figueroa	Machado	Strom-Martin	

NOES—26

Ackerman	Brewer	Leonard	Prenter
Alby	Campbell	Margett	Pringle
Ashburn	Cunneen	Martinez	Runner
Baldwin	Frusetta	McClintock	Takasugi
Battin	Goldsmith	Olberg	Thompson
Baugh	Kaloogian	Oller	
Bordonaro	Leach	Poochigian	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1302: Assembly Member Alby, from "Aye" to "No".

Bill ordered transmitted to the Senate.

At 5:12 p.m., Hon. Kevin Murray, 47th District, presiding

ASSEMBLY BILL NO. 1338 (**Shelley**)—An act to amend Section 14163 of the Welfare and Institutions Code, relating to human services, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—57

Alquist	Escutia	Lempert	Shelley
Aroner	Figueroa	Machado	Strom-Martin
Ashburn	Firestone	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Baldwin	Frusetta	McClintock	Torlakson
Bordonaro	Gallegos	Migden	Villaraigosa
Bowen	Goldsmith	Morrissey	Vincent
Brewer	Havice	Murray	Washington
Brown	Hertzberg	Napolitano	Wayne
Caldera	Honda	Olberg	Wildman
Cardenas	House	Ortiz	Wright
Cardoza	Keeley	Papan	Mr. Speaker
Cunneen	Knox	Perata	
Davis	Kuehl	Poochigian	
Ducheny	Kuykendall	Scott	

NOES—18

Ackerman	Bowler	Leonard	Pringle
Aguiar	Campbell	Margett	Runner
Alby	Granlund	Miller	Thompson
Battin	Kaloogian	Morrow	
Baugh	Leach	Oller	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—57

Alquist	Escutia	Lempert	Shelley
Aroner	Figueroa	Machado	Strom-Martin
Ashburn	Firestone	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Baldwin	Frusetta	McClintock	Torlakson
Bordonaro	Gallegos	Migden	Villaraigosa
Bowen	Goldsmith	Morrissey	Vincent
Brewer	Havice	Murray	Washington
Brown	Hertzberg	Napolitano	Wayne
Caldera	Honda	Olberg	Wildman
Cardenas	House	Ortiz	Wright
Cardoza	Keeley	Papan	Mr. Speaker
Cunneen	Knox	Perata	
Davis	Kuehl	Poochigian	
Ducheny	Kuykendall	Scott	

NOES—18

Ackerman	Bowler	Leonard	Pringle
Aguiar	Campbell	Margett	Runner
Alby	Granlund	Miller	Thompson
Battin	Kaloogian	Morrow	
Baugh	Leach	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1341 (Alquist)—An act to add Sections 100237, 100238, and 100239 to the Health and Safety Code, relating to health research.

Bill read third time, and passed by the following vote:

AYES—72

Aguiar	Davis	Kuykendall	Perata
Alby	Ducheny	Leach	Poochigian
Alquist	Escutia	Lempert	Prenter
Aroner	Figueroa	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Floyd	Martinez	Shelley
Battin	Frusetta	Mazzoni	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bordonaro	Goldsmith	Miller	Takasugi
Bowen	Granlund	Morrissey	Thomson
Bowler	Havice	Morrow	Torlakson
Brewer	Hertzberg	Murray	Villaraigosa
Brown	Honda	Napolitano	Vincent
Caldera	House	Olberg	Washington
Campbell	Kaloogian	Oller	Wayne
Cardenas	Keeley	Ortiz	Wildman
Cardoza	Knox	Pacheco	Wright
Cunneen	Kuehl	Papan	Mr. Speaker

NOES—4

Ackerman	Leonard	Pringle	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1353 (Havice)—An act to add Section 87482.65 to the Education Code, relating to postsecondary education.

Bill read third time.

Request to Yield Time for Debate

Assembly Member Kaloogian requested unanimous consent to yield five additional minutes to Assembly Member Havice for debate.

Assembly Member Villaraigosa withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Assembly Member Kaloogian moved that the Rules be temporarily suspended for the purpose of permitting him to yield additional time for debate to Assembly Member Havice.

Motion for temporary suspension of the Rules lost by the following vote:

AYES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

NOES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Cunneen	Kuehl	Scott	Wright
Davis	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—36

Ackerman	Brewer	Leach	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Firestone	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Richter
Battin	Granlund	Morrissey	Runner
Baugh	House	Morrow	Takasugi
Bordonaro	Kaloogian	Olberg	Thompson
Bowler	Kuykendall	Oller	Woods

Bill ordered transmitted to the Senate.

At 5:35 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

ASSEMBLY BILL NO. 1387 (Murray)—An act to add and repeal Chapter 12.5 (commencing with Section 25990) of Division 15 of the Public Resources Code, relating to energy resources, and making an appropriation therefor.

Bill read third time.

Motion to Postpone Indefinitely

Assembly Member McClintock moved to postpone Assembly Bill No. 1387 indefinitely.

Assembly Member Leonard seconded the motion.

Point of Order

Assembly Member Martinez arose to the following point of order:

That Assembly Member McClintock confine his remarks to the motion to postpone indefinitely.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order not well-taken; that the motion to postpone indefinitely opens the main question to debate.

Point of Order

Assembly Member Miller arose to the following point of order:

Assembly Member McClintock spoke prior to making the motion to postpone indefinitely and the motion is, therefore, out of order.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken, and ruled the McClintock motion to postpone indefinitely, out of order.

Bill passed by the following vote:

AYES—44

Alquist	Figueroa	Machado	Strom-Martin
Aroner	Firestone	Martinez	Sweeney
Baca	Frusetta	Mazzoni	Thomson
Bowen	Gallegos	Migden	Torlakson
Brown	Havice	Murray	Villaraigosa
Cardenas	Hertzberg	Napolitano	Vincent
Cardoza	Honda	Ortiz	Washington
Cunneen	Keeley	Papan	Wayne
Davis	Knox	Perata	Wildman
Ducheny	Kuehl	Scott	Wright
Escutia	Lempert	Shelley	Mr. Speaker

NOES—33

Ackerman	Brewer	Margett	Prenter
Aguiar	Campbell	McClintock	Pringle
Alby	Floyd	Miller	Richter
Ashburn	Granlund	Morrissey	Runner
Baldwin	House	Morrow	Takasugi
Battin	Kaloogian	Olberg	Thompson
Baugh	Kuykendall	Oller	
Bordonaro	Leach	Pacheco	
Bowler	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1395 (Escutia)—An act to amend Sections 19271 and 19272 of, to amend and renumber Section 19532 of, and to add Section 19274 to, the Revenue and Taxation Code, relating to child support.

Bill read third time, and passed by the following vote:

AYES—49

Alquist	Firestone	Machado	Strom-Martin
Aroner	Floyd	Martinez	Sweeney
Baca	Frusetta	Mazzoni	Thomson
Bowen	Gallegos	McClintock	Torlakson
Brown	Goldsmith	Migden	Villaraigosa
Caldera	Havice	Morrissey	Vincent
Cardenas	Hertzberg	Murray	Washington
Cardoza	Honda	Napolitano	Wildman
Cunneen	Keeley	Ortiz	Wright
Davis	Knox	Pacheco	Mr. Speaker
Ducheny	Kuehl	Papan	
Escutia	Kuykendall	Perata	
Figueroa	Lempert	Shelley	

NOES—27

Ackerman	Bordonaro	Leach	Poochigian
Aguiar	Bowler	Leonard	Pringle
Alby	Brewer	Margett	Runner
Ashburn	Campbell	Miller	Takasugi
Baldwin	Granlund	Morrow	Thompson
Battin	House	Olberg	Woods
Baugh	Kaloogian	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1395: Assembly Member Takasugi, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1423 (Martinez)—An act to add Section 741.25 to the Public Utilities Code, relating to telecommunications.

Bill read third time, and passed by the following vote:

AYES—75

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Havice	Morrissey	Thompson
Bordonaro	Hertzberg	Morrow	Torlakson
Bowen	Honda	Murray	Villaraigosa
Bowler	House	Napolitano	Vincent
Brewer	Kaloogian	Olberg	Washington
Brown	Keeley	Oller	Wayne
Caldera	Knox	Ortiz	Wildman
Campbell	Kuehl	Pacheco	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—2

Floyd	Granlund

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1481 (Kuykendall)—An act to amend Sections 130051 and 130051.6 of, and to repeal Sections 130051.5 and 130051.10 of, the Public Utilities Code, relating to transportation.

Bill read third time, and passed by the following vote:

AYES—62

Ackerman	Cardoza	Margett	Prenter
Aguiar	Cunneen	Martinez	Pringle
Alby	Davis	Mazzoni	Runner
Alquist	Ducheny	McClintock	Scott
Aroner	Figueroa	Migden	Strom-Martin
Ashburn	Firestone	Miller	Sweeney
Baca	Frusetta	Morrissey	Thompson
Baldwin	Gallegos	Morrow	Torlakson
Battin	Havice	Murray	Villaraigosa
Baugh	House	Napolitano	Vincent
Bordonaro	Kaloogian	Olberg	Wayne
Bowler	Keeley	Oller	Wildman
Brewer	Kuykendall	Ortiz	Wright
Brown	Leach	Pacheco	Mr. Speaker
Campbell	Lempert	Perata	
Cardenas	Machado	Poochigian	

NOES—6

Bowen	Floyd	Richter
Caldera	Granlund	Washington

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1508 (Cardoza)—An act to add Sections 15365.11 and 15392.8 to the Government Code, relating to international trade.

Bill read third time, and passed by the following vote:

AYES—49

Alquist	Frusetta	Migden	Thomson
Aroner	Gallegos	Murray	Torlakson
Baca	Havice	Napolitano	Villaraigosa
Bowen	Hertzberg	Ortiz	Vincent
Brown	Honda	Papan	Washington
Caldera	House	Perata	Wayne
Cardenas	Keeley	Prenter	Wildman
Cardoza	Knox	Richter	Woods
Cunneen	Kuehl	Scott	Wright
Davis	Lempert	Shelley	Mr. Speaker
Ducheny	Machado	Strom-Martin	
Escutia	Martinez	Sweeney	
Figueroa	Mazzoni	Takasugi	

NOES—27

Ackerman	Bowler	Leach	Olberg
Aguiar	Brewer	Leonard	Oller
Alby	Campbell	Margett	Poochigian
Ashburn	Floyd	McClintock	Pringle
Baldwin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Kaloogian	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1521 (Murray)—An act relating to air pollution.

Bill read third time, and passed by the following vote:

AYES—42

Alquist	Figueroa	Martinez	Thomson
Aroner	Frusetta	Mazzoni	Torlakson
Baca	Gallegos	Migden	Villaraigosa
Baugh	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Brown	Honda	Ortiz	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Machado	Sweeney	

NOES—27

Ackerman	Brewer	Leach	Oller
Alby	Caldera	Leonard	Poochigian
Ashburn	Campbell	Margett	Prenter
Baldwin	Floyd	Miller	Pringle
Battin	Granlund	Morrissey	Takasugi
Bordonaro	House	Morrow	Thompson
Bowler	Kaloogian	Olberg	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 1532—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1568 (Committee on Labor and Employment)—An act to amend Section 1777.1 of the Labor Code, relating to public works.

Bill read third time.

Motion to Amend by Assembly Member Oller

Assembly Member Oller moved the adoption of amendments.

Amendments read.

Motion to Table Oller Amendments to Assembly Bill No. 1568

Assembly Member Sweeney moved that the amendments offered by Assembly Member Oller to Assembly Bill No. 1568 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Morrissey	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—35

Ackerman	Brewer	Kuykendall	Poochigian
Aguiar	Campbell	Leach	Prenter
Alby	Cunneen	Leonard	Pringle
Ashburn	Firestone	Margett	Richter
Baldwin	Frusetta	McClintock	Runner
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Olberg	Thompson
Bordonaro	House	Oller	Woods
Bowler	Kaloogian	Pacheco	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—49

Alquist	Floyd	Mazzoni	Sweeney
Aroner	Frusetta	Migden	Thomson
Baca	Gallegos	Morrissey	Torlakson
Bowen	Granlund	Murray	Villaraigosa
Brown	Havice	Napolitano	Vincent
Caldera	Hertzberg	Ortiz	Washington
Cardenas	Honda	Pacheco	Wayne
Cardoza	Keeley	Papan	Wildman
Cunneen	Knox	Perata	Wright
Davis	Kuehl	Prenter	Mr. Speaker
Ducheny	Lempert	Scott	
Escutia	Machado	Shelley	
Figueroa	Martinez	Strom-Martin	

NOES—26

Ackerman	Bowler	Leonard	Richter
Aguiar	Brewer	Margett	Runner
Alby	Campbell	McClintock	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Battin	House	Morrow	Woods
Baugh	Kaloogian	Oller	
Bordonaro	Leach	Pringle	

Bill ordered transmitted to the Senate.

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 the Sweeney motion to table Oller amendments to Assembly Bill No. 1568.

ASSEMBLY BILL NO. 1569 (Committee on Labor and Employment)—An act to amend Section 1775 of the Labor Code, relating to public works.

Bill read third time, and passed by the following vote:

AYES—47

Alquist	Floyd	Martinez	Strom-Martin
Aroner	Frusetta	Mazzoni	Sweeney
Baca	Gallegos	Migden	Thomson
Bowen	Granlund	Morrissey	Torlakson
Brown	Havice	Murray	Villaraigosa
Caldera	Hertzberg	Napolitano	Vincent
Cardenas	Honda	Ortiz	Washington
Cardoza	Keeley	Papan	Wayne
Davis	Knox	Perata	Wildman
Ducheny	Kuehl	Prenter	Wright
Escutia	Lempert	Scott	Mr. Speaker
Figueroa	Machado	Shelley	

NOES—31

Ackerman	Bowler	Leonard	Poochigian
Aguiar	Brewer	Margett	Pringle
Alby	Campbell	McClintock	Richter
Ashburn	Cunneen	Miller	Runner
Baldwin	Goldsmith	Morrow	Takasugi
Battin	House	Olberg	Thompson
Baugh	Kaloogian	Oller	Woods
Bordonaro	Leach	Pacheco	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Constitutional Amendment No. 4 and Assembly Bill No. 826—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 768 (**Gallegos**)—An act to amend Section 14163 of the Welfare and Institutions Code, relating to health, 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—79

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Wright
Cardoza	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—79

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Wright
Cardoza	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 489 (Figueroa)—An act to amend Section 10209.3 of, and to add Section 10113.4 to, the Insurance Code, relating to life insurance.

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.

ASSEMBLY BILL NO. 1564 (Committee on Budget)—An act making an appropriation for the payment of claims against the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Ducheny.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

Ackerman	Cunneen	Lempert	Prenter
Aguiar	Davis	Leonard	Pringle
Alby	Ducheny	Machado	Richter
Alquist	Escutia	Margett	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Floyd	McClintock	Sweeney
Baldwin	Frusetta	Migden	Takasugi
Battin	Gallegos	Miller	Thomson
Baugh	Goldsmith	Morrissey	Torlakson
Bordonaro	Granlund	Morrow	Villaraigosa
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	House	Olberg	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Pacheco	Woods
Campbell	Kuehl	Papan	Wright
Cardenas	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	

NOES—3

Kaloogian	Oller	Thompson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—75

Ackerman	Cunneen	Lempert	Prenter
Aguiar	Davis	Leonard	Pringle
Alby	Ducheny	Machado	Richter
Alquist	Escutia	Margett	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Floyd	McClintock	Sweeney
Baldwin	Frusetta	Migden	Takasugi
Battin	Gallegos	Miller	Thomson
Baugh	Goldsmith	Morrissey	Torlakson
Bordonaro	Granlund	Morrow	Villaraigosa
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	House	Olberg	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Pacheco	Woods
Campbell	Kuehl	Papan	Wright
Cardenas	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	

NOES—3

Kaloogian	Oller	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 65 (Migden)—An act relating to forest resources.

Bill read third time.

Motion to Amend by Assembly Member Olberg

Assembly Member Olberg moved the adoption of amendments.

Amendments read.

Motion to Table Olberg Amendments to Assembly Bill No. 65

Assembly Member Shelley moved that the amendments offered by Assembly Member Olberg to Assembly Bill No. 65 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—50

Alquist	Figueroa	Machado	Strom-Martin
Aroner	Firestone	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Battin	Gallegos	Migden	Torlakson
Bowen	Goldsmith	Morrissey	Villaraigosa
Brown	Havice	Murray	Vincent
Caldera	Hertzberg	Napolitano	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Pacheco	Wildman
Cunneen	Knox	Papan	Wright
Davis	Kuehl	Perata	Mr. Speaker
Ducheny	Kuykendall	Scott	
Escutia	Lempert	Shelley	

NOES—25

Ackerman	Campbell	Miller	Richter
Ably	Granlund	Morrow	Runner
Ashburn	House	Olberg	Takasugi
Baldwin	Kaloogian	Oller	Woods
Bordonaro	Leonard	Poochigian	
Bowler	Margett	Prenter	
Brewer	McClintock	Pringle	

Bill ordered transmitted to the Senate.

Objection to Vote Adds

Assembly Member Olberg withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Shelley motion to table Olberg amendments to Assembly Bill No. 65.

RECESS

By unanimous consent, at 6:41 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 7:15 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Wright announced his intention to request that Assembly Bill No. 835 be removed from the inactive file.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 590 (Ashburn)—An act to add Sections 3332.1 and 4051.1 to the Food and Agricultural Code, and to add Section 25909 to the Government Code, relating to fairs.

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. 605 (Ashburn)—An act to amend Sections 2073.3, 2073.5, and 2074 of, and to add Section 2073.7 to, the Fish and Game Code, relating to endangered species.

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. 689 (Bowler)—An act to amend Sections 12076 and 12078 of the Penal Code, relating to firearms.

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. 1209 (Olberg)—An act to amend, repeal, and add Section 22352 of, and to add and repeal Section 22352.1 of, the Vehicle Code, relating to vehicles.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

ASSEMBLY CONCURRENT RESOLUTION NO. 12 (Cunneen)—Relative to State Highway Route 85.

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—80

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

NOES—None

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 201 (Bowen)—An act to amend Section 8880.4 of the Government Code, relating to the state lottery.

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, 7:45 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 847 (Wayne)—An act to add Article 10.1 (commencing with Section 25211) to Chapter 6.5 of Division 20 of the Health and Safety Code, and to amend Section 42175 of the Public Resources Code, relating to hazardous materials.

Bill read third time.

Motion to Amend

Assembly Member Wayne moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

BILLS PASSED ON FILE

Assembly Bill No. 1120—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 468 (Cardoza)—An act to add Chapter 6.6 (commencing with Section 3079) to Part 4 of Division 3 of the Civil Code, relating to liens.

Bill read third time, and passed by the following vote:

AYES—55

Alby	Cunneen	Leonard	Runner
Alquist	Davis	Machado	Scott
Aroner	Escutia	McClintock	Strom-Martin
Ashburn	Figueroa	Migden	Thompson
Baca	Firestone	Miller	Thomson
Baldwin	Frusetta	Morrissey	Torlakson
Battin	Havice	Murray	Villaraigosa
Baugh	Hertzberg	Napolitano	Vincent
Bordonaro	Honda	Oller	Washington
Bowler	House	Pacheco	Wayne
Brewer	Kaloogian	Papan	Wildman
Brown	Keeley	Perata	Woods
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	

NOES—13

Ackerman	Campbell	Olberg	Sweeney
Aguiar	Martinez	Pringle	
Bowen	Mazzoni	Richter	
Caldera	Morrow	Shelley	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 468: Assembly Member Poochigian, from "No" to "Aye".

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bills Nos. 136, 488, 338, and **1396**—Passed on file.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Assembly Bill No. 247—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. 738 (Papan)—An act to amend Sections 10511, 10512, and 10513 of the Public Contract Code, relating to state contracts.

Bill read third time, and passed by the following vote:

AYES—75

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Frusetta	Mazzoni	Shelley
Baca	Gallegos	Migden	Strom-Martin
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Wright
Cardoza	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	

NOES—3

Bowen	Sweeney	Wildman

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 197 (Thomson)—An act to add Section 8880.335 to the Government Code, relating to the California State Lottery, 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—60

Ackerman	Davis	Leach	Perata
Aguiar	Ducheny	Lempert	Poochigian
Alby	Figueroa	Machado	Runner
Aroner	Firestone	Margett	Shelley
Ashburn	Frusetta	Martinez	Strom-Martin
Baca	Gallegos	Mazzoni	Sweeney
Battin	Goldsmith	Migden	Takasugi
Bordonaro	Granlund	Miller	Thomson
Bowler	Hertzberg	Morrissey	Torlakson
Brewer	Honda	Morrow	Villaraigosa
Brown	Kaloogian	Murray	Vincent
Campbell	Keeley	Napolitano	Wayne
Cardenas	Knox	Olberg	Wildman
Cardoza	Kuehl	Oller	Wright
Cunneen	Kuykendall	Papan	Mr. Speaker

NOES—11

Baldwin	Escutia	Pacheco	Thompson
Baugh	Havice	Prenter	Woods
Caldera	McClintock	Scott	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—60

Ackerman	Davis	Leach	Perata
Aguiar	Ducheny	Lempert	Poochigian
Alby	Figueroa	Machado	Runner
Aroner	Firestone	Margett	Shelley
Ashburn	Frusetta	Martinez	Strom-Martin
Baca	Gallegos	Mazzoni	Sweeney
Battin	Goldsmith	Migden	Takasugi
Bordonaro	Granlund	Miller	Thomson
Bowler	Hertzberg	Morrissey	Torlakson
Brewer	Honda	Morrow	Villaraigosa
Brown	Kaloogian	Murray	Vincent
Campbell	Keeley	Napolitano	Wayne
Cardenas	Knox	Olberg	Wildman
Cardoza	Kuehl	Oller	Wright
Cunneen	Kuykendall	Papan	Mr. Speaker

NOES—11

Baldwin	Escutia	Pacheco	Thompson
Baugh	Havice	Prenter	Woods
Caldera	McClintock	Scott	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 304

At 8:07 p.m., on motion of Assembly Member Scott, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 304 refused passage by the following vote:

AYES—35

Alquist	Gallegos	Mazzoni	Sweeney
Aroner	Havice	Migden	Thomson
Bowen	Hertzberg	Murray	Torlakson
Brown	Honda	Napolitano	Villaraigosa
Caldera	Keeley	Ortiz	Washington
Cardenas	Knox	Perata	Wayne
Davis	Kuehl	Scott	Wildman
Escutia	Lempert	Shelley	Mr. Speaker
Figueroa	Martinez	Strom-Martin	

NOES—35

Ackerman	Brewer	Leach	Pacheco
Alby	Campbell	Leonard	Poochigian
Ashburn	Cardoza	Margett	Pringle
Baca	Firestone	McClintock	Richter
Baldwin	Frusetta	Miller	Runner
Battin	Goldsmith	Morrissey	Takasugi
Baugh	Granlund	Morrow	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	

Vote Changes

By unanimous vote, the following vote change was permitted on Assembly Bill No. 304: Assembly Member Prenter, from "No" to "Not Voting".

Motion to Reconsider Assembly Bill No. 304 on Next Legislative Day

Assembly Member Scott moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 304 was this day refused passage.

Assembly Bill No. 304 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 837

At 8:10 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. 837 passed by the following vote:

AYES—75

Ackerman	Davis	Leach	Poochigian
Aguiar	Ducheny	Lempert	Prenter
Alby	Escutia	Leonard	Pringle
Alquist	Figueroa	Machado	Runner
Aroner	Firestone	Margett	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brown	House	Olberg	Wayne
Caldera	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker
Cunneen	Kuykendall	Perata	

NOES—1

Martinez

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 400

At 8:10 p.m., in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 400 passed by the following vote:

AYES—42

Ably	Davis	Lempert	Sweeney
Alquist	Escutia	Machado	Thomson
Aroner	Figueroa	Martinez	Torlakson
Baca	Firestone	Migden	Villaraigosa
Bordonaro	Frusetta	Murray	Washington
Bowen	Havice	Napolitano	Wayne
Brown	Honda	Ortiz	Wildman
Caldera	Keeley	Perata	Wright
Cardenas	Knox	Scott	Mr. Speaker
Cardoza	Kuehl	Shelley	
Cunneen	Leach	Strom-Martin	

NOES—32

Ackerman	Floyd	McClintock	Poochigian
Aguiar	Goldsmith	Miller	Prenter
Ashburn	Granlund	Morrissey	Pringle
Baldwin	House	Morrow	Richter
Battin	Kaloogian	Olberg	Runner
Bowler	Kuykendall	Oller	Takasugi
Brewer	Leonard	Pacheco	Thompson
Campbell	Margett	Papan	Woods

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 375

At 8:10 p.m., on motion of Assembly Member Firestone, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 375 refused passage by the following vote:

AYES—20

Bowen	Floyd	Mazzoni	Torlakson
Cardenas	House	Scott	Vincent
Cardoza	Kuehl	Strom-Martin	Washington
Ducheny	Kuykendall	Takasugi	Wayne
Firestone	Machado	Thomson	Wright

NOES—41

Ackerman	Brown	Lempert	Perata
Aguiar	Caldera	Leonard	Poochigian
Alby	Cunneen	Martinez	Prenter
Alquist	Escutia	McClintock	Richter
Aroner	Figueroa	Miller	Runner
Ashburn	Goldsmith	Morrissey	Sweeney
Baca	Granlund	Morrow	Thompson
Baldwin	Havice	Napolitano	Wildman
Baugh	Honda	Olberg	
Bordonaro	Kaloogian	Oller	
Bowler	Knox	Ortiz	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 375: Assembly Member Davis, from "Aye" to "Not Voting".

Motion to Reconsider Assembly Bill No. 375 on Next Legislative Day

Assembly Member Firestone moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 375 was this day refused passage.

Assembly Bill No. 375 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 201

At 8:11 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. 201 passed by the following vote:

AYES—55

Aguiar	Ducheny	Lempert	Strom-Martin
Alquist	Escutia	Leonard	Sweeney
Aroner	Figueroa	Machado	Thompson
Baca	Firestone	Martinez	Thomson
Baldwin	Gallegos	Mazzoni	Torlakson
Baugh	Goldsmith	McClintock	Villaraigosa
Bowen	Havice	Migden	Vincent
Bowler	Hertzberg	Morrow	Washington
Brown	Honda	Murray	Wayne
Caldera	House	Napolitano	Wildman
Cardenas	Keeley	Pacheco	Woods
Cardoza	Knox	Perata	Wright
Cunneen	Kuehl	Scott	Mr. Speaker
Davis	Kuykendall	Shelley	

NOES—22

Ackerman	Campbell	Margett	Poochigian
Alby	Floyd	Miller	Pringle
Ashburn	Frusetta	Morrissey	Runner
Battin	Granlund	Olberg	Takasugi
Bordonaro	Kaloogian	Oller	
Brewer	Leach	Papan	

Bill ordered transmitted to the Senate.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Machado announced his intention to request that Assembly Bill No. 1435 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Murray announced his intention to request that Assembly Bill No. 1142 be removed from the inactive file.

PARLIAMENTARY INQUIRY

Assembly Member Floyd arose to the following parliamentary inquiry:

Will measures be passed on file, which were passed temporarily earlier this day, and will measures which have been passed on file twice be placed upon the inactive file?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that those measures which are passed on file on two successive legislative days will be placed upon the inactive file pursuant to the Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

SENATE BILL NO. 285 (Watson)—An act relating to human services, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member McClintock—Set 1

Assembly Member McClintock moved the adoption of amendments.

Amendments read.

Motion to Table McClintock Amendments to Senate Bill No. 285—Set 1

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member McClintock to Senate Bill No. 285 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—42

Alquist	Floyd	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Baca	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	
Figueroa	Martinez	Sweeney	

NOES—36

Ackerman	Brewer	Kuykendall	Oller
Aguiar	Campbell	Leach	Pacheco
Alby	Cunneen	Leonard	Poochigian
Ashburn	Firestone	Margett	Prenter
Baldwin	Frusetta	McClintock	Pringle
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	House	Morrow	Thompson
Bowler	Kaloogian	Olberg	Woods

Motion to Amend by Assembly Member Olberg—Set 2

Assembly Member Olberg moved the adoption of amendments.

Amendments read.

Motion to Table Olberg Amendments to Senate Bill No. 285—Set 2

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Olberg to Senate Bill No. 285 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—40

Alquist	Figueroa	Machado	Strom-Martin
Aroner	Floyd	Martinez	Sweeney
Baca	Gallegos	Mazzoni	Thomson
Bowen	Havice	Migden	Torlakson
Brown	Hertzberg	Murray	Villaraigosa
Cardenas	Honda	Napolitano	Vincent
Cardoza	Keeley	Ortiz	Wayne
Davis	Knox	Perata	Wildman
Ducheny	Kuehl	Scott	Wright
Escutia	Lempert	Shelley	Mr. Speaker

NOES—36

Ackerman	Brewer	Kuykendall	Oller
Aguiar	Campbell	Leach	Pacheco
Alby	Cunneen	Leonard	Poochigian
Ashburn	Firestone	Margett	Prenter
Baldwin	Frusetta	McClintock	Pringle
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	House	Morrow	Thompson
Bowler	Kaloogian	Olberg	Woods

Motion to Amend by Assembly Member Battin—Set 3

Assembly Member Battin moved the adoption of amendments.

Amendments read.

Motion to Table Battin Amendments to Senate Bill No. 285—Set 3

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Battin to Senate Bill No. 285—Set 3 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—41

Alquist	Floyd	Mazzoni	Torlakson
Aroner	Gallegos	Migden	Villaraigosa
Baca	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Brown	Honda	Ortiz	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Machado	Sweeney	
Figueroa	Martinez	Thomson	

NOES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

Motion to Amend by Assembly Member Ashburn—Set 4

Assembly Member Ashburn moved the adoption of amendments.

Amendments read.

Motion to Table Ashburn Amendments to Senate Bill No. 285—Set 4

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Ashburn to Senate Bill No. 285—Set 4 be laid upon the table.

Assembly Member Sweeney seconded the motion.

Motion carried by the following vote:

AYES—40

Alquist	Escutia	Machado	Strom-Martin
Aroner	Figueroa	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Bowen	Havice	Migden	Torlakson
Brown	Hertzberg	Murray	Villaraigosa
Caldera	Honda	Napolitano	Vincent
Cardenas	Keeley	Ortiz	Washington
Cardoza	Knox	Perata	Wayne
Davis	Kuehl	Scott	Wildman
Ducheny	Lempert	Shelley	Mr. Speaker

NOES—36

Ackerman	Campbell	Leach	Pacheco
Aguiar	Cunneen	Leonard	Poochigian
Alby	Firestone	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Richter
Battin	Granlund	Morrissey	Runner
Baugh	House	Morrow	Takasugi
Bordonaro	Kaloogian	Olberg	Thompson
Brewer	Kuykendall	Oller	Woods

Motion to Amend by Assembly Member Miller—Set 5

Assembly Member Miller moved the adoption of amendments.

Amendments read.

Motion to Table Miller Amendments to Senate Bill No. 285—Set 5

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Miller to Senate Bill No. 285—Set 5 be laid upon the table.

Assembly Member Migden seconded the motion.

Motion carried by the following vote:

AYES—39

Alquist	Gallegos	Migden	Thomson
Aroner	Havice	Murray	Torlakson
Baca	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Ortiz	Vincent
Brown	Keeley	Papan	Washington
Cardenas	Knox	Perata	Wayne
Davis	Kuehl	Scott	Wildman
Ducheny	Lempert	Shelley	Wright
Escutia	Martinez	Strom-Martin	Mr. Speaker
Figueroa	Mazzoni	Sweeney	

NOES—36

Ackerman	Campbell	Leach	Pacheco
Aguiar	Cunneen	Leonard	Poochigian
Alby	Firestone	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Richter
Battin	Granlund	Morrissey	Runner
Baugh	House	Morrow	Takasugi
Bordonaro	Kaloogian	Olberg	Thompson
Brewer	Kuykendall	Oller	Woods

Objection to Vote Adds

Assembly Member Miller withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the motions to table amendments, Sets 1–5 to Senate Bill No. 285.

Motion to Amend by Assembly Member Bordonaro—Set 6

Assembly Member Bordonaro moved the adoption of amendments.

Amendments read.

Motion to Table Bordonaro Amendments to Senate Bill No. 285—Set 6

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Bordonaro to Senate Bill No. 285—Set 6 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—41

Alquist	Floyd	Migden	Torlakson
Aroner	Gallegos	Murray	Villaraigosa
Baca	Hertzberg	Napolitano	Vincent
Bowen	Honda	Ortiz	Washington
Brown	Keeley	Papan	Wayne
Caldera	Knox	Perata	Wildman
Cardenas	Kuehl	Scott	Wright
Davis	Lempert	Shelley	Mr. Speaker
Ducheny	Machado	Strom-Martin	
Escutia	Martinez	Sweeney	
Figueroa	Mazzoni	Thomson	

NOES—35

Ackerman	Campbell	Leach	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Firestone	Margett	Pringle
Ashburn	Frusetta	McClintock	Richter
Baldwin	Goldsmith	Morrissey	Runner
Battin	Granlund	Morrow	Takasugi
Baugh	House	Olberg	Thompson
Bordonaro	Kaloogian	Oller	Woods
Brewer	Kuykendall	Pacheco	

Objection to Vote Adds

Assembly Member Miller withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Villaraigosa motion to table Bordonaro amendments to Senate Bill No. 285—Set 6.

Motion to Amend by Assembly Member House—Set 7

Assembly Member House moved the adoption of amendments.

Amendments read.

Motion to Table House Amendments to Senate Bill No. 285—Set 7

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member House to Senate Bill No. 285—Set 7 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—41

Alquist	Figueroa	Mazzoni	Torlakson
Aroner	Floyd	Migden	Villaraigosa
Baca	Gallegos	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Brown	Honda	Ortiz	Wayne
Caldera	Keeley	Papan	Wildman
Cardenas	Knox	Perata	Wright
Cardoza	Kuehl	Shelley	Mr. Speaker
Davis	Lempert	Strom-Martin	
Ducheny	Machado	Sweeney	
Escutia	Martinez	Thomson	

NOES—36

Ackerman	Campbell	Leach	Pacheco
Aguiar	Cunneen	Leonard	Poochigian
Alby	Firestone	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Richter
Battin	Granlund	Morrissey	Runner
Baugh	House	Morrow	Takasugi
Bordonaro	Kaloogian	Olberg	Thompson
Brewer	Kuykendall	Oller	Woods

Objection to Vote Adds

Assembly Member Kuykendall withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Villaraigosa motion to table House amendments to Senate Bill No. 285—Set 7.

Motion to Amend by Assembly Member Runner—Set 8

Assembly Member Runner moved the adoption of amendments.

Amendments read.

Motion to Table Runner Amendments to Senate Bill No. 285—Set 8

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Runner to Senate Bill No. 285—Set 8 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—41

Alquist	Figueroa	Mazzoni	Torlakson
Aroner	Floyd	Migden	Villaraigosa
Baca	Gallegos	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Brown	Honda	Ortiz	Wayne
Caldera	Keeley	Papan	Wildman
Cardenas	Knox	Perata	Wright
Cardoza	Kuehl	Shelley	Mr. Speaker
Davis	Lempert	Strom-Martin	
Ducheny	Machado	Sweeney	
Escutia	Martinez	Thomson	

NOES—34

Ackerman	Cunneen	Margett	Prenter
Aguiar	Firestone	McClintock	Pringle
Alby	Frusetta	Miller	Richter
Ashburn	Goldsmith	Morrissey	Runner
Baldwin	Granlund	Morrow	Takasugi
Battin	Kaloogian	Olberg	Thompson
Baugh	Kuykendall	Oller	Woods
Brewer	Leach	Pacheco	
Campbell	Leonard	Poochigian	

Objection to Vote Adds

Assembly Member Miller withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Villaraigosa motion to table Runner amendments to Senate Bill No. 285—Set 8.

Motion to Amend by Assembly Member Ashburn—Set 9

Assembly Member Ashburn moved the adoption of amendments.

Amendments read.

Motion to Table Ashburn Amendments to Senate Bill 285—Set 9

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Ashburn to Senate Bill No. 285—Set 9 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—40

Alquist	Figueroa	Mazzoni	Sweeney
Aroner	Floyd	Migden	Thomson
Baca	Gallegos	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Caldera	Honda	Ortiz	Vincent
Cardenas	Keeley	Papan	Washington
Cardoza	Knox	Perata	Wayne
Davis	Kuehl	Scott	Wildman
Ducheny	Lempert	Shelley	Wright
Escutia	Martinez	Strom-Martin	Mr. Speaker

NOES—34

Ackerman	Cunneen	Leonard	Poochigian
Aguiar	Firestone	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	Woods
Brewer	Kuykendall	Oller	
Campbell	Leach	Pacheco	

Objection to Vote Adds

Assembly Member Miller withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Villaraigosa motion to table Ashburn amendments to Senate Bill No. 285—Set 9.

Motion to Amend by Assembly Member Olberg—Set 10

Assembly Member Olberg moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Villaraigosa arose to the following point of order:

Assembly Member Olberg is reading a paper on the Floor of the Assembly.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken and requested that Assembly Member Olberg confine debate to the merits of the amendment.

Motion to Table Olberg Amendments to Senate Bill No. 285—Set 10

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Olberg to Senate Bill No. 285—Set 10 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—38

Alquist	Floyd	Murray	Torlakson
Aroner	Gallegos	Napolitano	Villaraigosa
Baca	Hertzberg	Ortiz	Vincent
Bowen	Honda	Papan	Washington
Caldera	Keeley	Perata	Wayne
Cardenas	Knox	Scott	Wildman
Davis	Kuehl	Shelley	Wright
Ducheny	Lempert	Strom-Martin	Mr. Speaker
Escutia	Martinez	Sweeney	
Figueroa	Migden	Thomson	

NOES—34

Ackerman	Cunneen	Leonard	Poochigian
Aguiar	Firestone	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	Woods
Brewer	Kuykendall	Oller	
Campbell	Leach	Pacheco	

Objection to Vote Adds

Assembly Member Miller withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Villaraigosa motion to table Olberg amendments to Senate Bill No. 285—Set 10.

Parliamentary Inquiry

Assembly Member Leonard arose to the following parliamentary inquiry:

Is Assembly Member Aroner debating the merits of Senate Bill No. 285?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that Assembly Member Aroner was addressing intent language of Senate Bill No. 285 and previous Members had debated Senate Bill No. 285, and that Assembly Member Leonard's point of inquiry was not well-taken.

Point of Order

Assembly Member Pringle arose to the following point of order:

Assembly Member Aroner is debating intent language to Senate Bill No. 285 and Assembly Member Oller presented amendments containing specific language.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order not well-taken; that tolerance was exercised on the scope of debate and that Assembly Member Aroner was addressing debate of previous Members in her closing time for debate on Senate Bill No. 285.

The question being on the adoption of the urgency clause.

Urgency clause refused adoption by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—29

Ackerman	Campbell	Margett	Prenter
Aguiar	Cunneen	McClintock	Pringle
Ashburn	Firestone	Miller	Runner
Baldwin	Goldsmith	Morrow	Thompson
Battin	House	Olberg	Woods
Baugh	Kaloogian	Oller	
Bordonaro	Kuykendall	Pacheco	
Brewer	Leonard	Poochigian	

Motion to Amend Pursuant to Joint Rule 23.5

Assembly Member Aroner moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—34

Ackerman	Cunneen	Leonard	Poochigian
Aguiar	Firestone	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	Woods
Brewer	Kuykendall	Oller	
Campbell	Leach	Pacheco	

Bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 293 (Thompson)—An act relating to human services.

Bill read third time.

Motion to Amend by Assembly Member McClintock—Set 1

Assembly Member McClintock moved the adoption of amendments.

Amendments read.

Motion to Table McClintock Amendments to Senate Bill No. 293—Set 1

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member McClintock to Senate Bill No. 293—Set 1 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—39

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Floyd	Migden	Torlakson
Baca	Gallegos	Murray	Villaraigosa
Bowen	Hertzberg	Ortiz	Vincent
Brown	Honda	Papan	Washington
Caldera	Keeley	Perata	Wayne
Cardoza	Knox	Scott	Wildman
Davis	Kuehl	Shelley	Wright
Ducheny	Lempert	Strom-Martin	Mr. Speaker
Escutia	Martinez	Sweeney	

NOES—34

Ackerman	Cunneen	Leonard	Poochigian
Aguiar	Firestone	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	Woods
Brewer	Kuykendall	Oller	
Campbell	Leach	Pacheco	

Objection to Vote Adds

Assembly Member Miller withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Villaraigosa motion to table McClintock amendments to Senate Bill No. 293—Set 1.

Motion to Amend by Assembly Member Battin—Set 2

Assembly Member Battin moved the adoption of amendments.

Amendments read.

Motion to Table Battin Amendments to Senate Bill No. 293—Set 2

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Battin to Senate Bill No. 293—Set 2 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—39

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Floyd	Migden	Torlakson
Baca	Gallegos	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Shelley	Wright
Ducheny	Lempert	Strom-Martin	Mr. Speaker
Escutia	Martinez	Sweeney	

NOES—34

Ackerman	Cunneen	Leonard	Poochigian
Aguiar	Firestone	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	Woods
Brewer	Kuykendall	Oller	
Campbell	Leach	Pacheco	

Objection to Vote Adds

Assembly Member Miller withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Villaraigosa motion to table Battin amendments to Senate Bill No. 293—Set 2.

Amendments Withdrawn

Without objection, Assembly Member Ashburn withdrew his amendments to Senate Bill No. 293—Set 3.

Motion to Amend by Assembly Member Miller—Set 4

Assembly Member Miller moved the adoption of amendments.

Amendments read.

Motion to Table Miller Amendments to Senate Bill No. 293—Set 4

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Miller to Senate Bill No. 293—Set 4 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—37

Alquist	Escutia	Martinez	Sweeney
Aroner	Figueroa	Mazzoni	Thomson
Baca	Floyd	Migden	Torlakson
Bowen	Gallegos	Napolitano	Villaraigosa
Brown	Havice	Ortiz	Vincent
Caldera	Hertzberg	Papan	Wildman
Cardenas	Keeley	Perata	Mr. Speaker
Cardoza	Knox	Scott	
Davis	Kuehl	Shelley	
Ducheny	Lempert	Strom-Martin	

NOES—33

Ackerman	Cunneen	Leonard	Poochigian
Aguiar	Firestone	Margett	Prenter
Ashburn	Frusetta	McClintock	Runner
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	House	Morrow	Woods
Bordonaro	Kaloogian	Olberg	
Brewer	Kuykendall	Oller	
Campbell	Leach	Pacheco	

Objection to Vote Adds

Assembly Member Miller withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Villaraigosa motion to table Miller amendments to Senate Bill No. 293—Set 4.

Amendments Withdrawn

Without objection, Assembly Member Bordonaro withdrew his amendments to Senate Bill No. 293—Set 5.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—42

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Floyd	Migden	Torlakson
Baca	Gallegos	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	Keeley	Papan	Wayne
Cardenas	Knox	Perata	Wildman
Cardoza	Kuehl	Scott	Wright
Davis	Lempert	Shelley	Mr. Speaker
Ducheny	Machado	Strom-Martin	
Escutia	Martinez	Sweeney	

NOES—31

Ackerman	Campbell	Leach	Pacheco
Aguiar	Cunneen	Leonard	Poochigian
Ashburn	Firestone	Margett	Prenter
Baldwin	Frusetta	McClintock	Runner
Battin	Granlund	Miller	Takasugi
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	Woods
Brewer	Kuykendall	Oller	

Bill ordered transmitted to the Senate.

ANNOUNCEMENT OF CONFERENCE COMMITTEE MEETING

Assembly Member Aroner announced that the Conference Committee on Welfare Reform would meet on Tuesday, June 3, 1997, at 8 a.m.

MOTION TO ADJOURN

At 9:44 p.m., Assembly Member Miller moved that the Assembly do now adjourn.

Assembly Member Washington seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members Kuykendall, Granlund, and Pacheco arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Miller that the Assembly adjourn.

Motion carried.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 979, Concurrence: Caldera and Morrow—Aye.

Assembly Joint Resolution No. 24, Concurrence: Caldera—Aye.

Assembly Bill No. 1536, Concurrence: Caldera—Aye.

Assembly Bill No. 1059: Cardenas—Aye; Goldsmith—No.

Assembly Bill No. 1551: Aguiar, Alby, Ashburn, Battin, Baugh, Bowen, Bowler, Caldera, Cardenas, Cardoza, Cunneen, Firestone, Goldsmith, Hertzberg, Kaloogian, Machado, Martinez, Olberg, and Woods—Aye.

Assembly Bill No. 193: Ducheny and Sweeney—Aye.

Assembly Bill No. 339 and Urgency: Ducheny—Aye.

Assembly Bill No. 1394: Aroner and Bordonaro—Aye; Aguiar, Baugh, Cardoza, and Granlund—No.

Assembly Bill No. 1029: Ashburn—Aye; Bowen—No.

Assembly Bill No. 1492, Motion to Table Prenter Amendments: Machado—Aye; Brewer—No.

Assembly Bill No. 1492: Bowen, Brown, Cardoza, Gallegos, Machado, and Migden—Aye.

Assembly Bill No. 439: Bowen, Firestone, Granlund, Pringle, and Woods—Aye; Wildman—No.

Assembly Bill No. 698: Aguiar, Cardoza, and Cunneen—Aye; Granlund, Morrow, Prenter, and Woods—No.

Assembly Bill No. 1537: Aguiar, Granlund, and Miller—Aye; Morrow and Woods—No.

Assembly Bill No. 117: Cunneen—Aye; Campbell, Granlund, Prenter, and Woods—No.

Assembly Bill No. 134: Bowen and Cunneen—Aye; Granlund and Woods—No.

Assembly Bill No. 158: David, Granlund, Migden, Prenter, and Woods—Aye; Martinez and Morrow—No.

Assembly Bill No. 196: Granlund, Honda, Migden, Shelley, Villaraigosa, and Woods—Aye.

Assembly Bill No. 234: Alquist, Granlund, Shelley, and Woods—Aye.

Assembly Bill No. 308: Ashburn, Cunneen, Granlund, Napolitano, and Woods—Aye; Caldera—No.

Assembly Bill No. 374: Cunneen, Goldsmith, Machado, and Prenter—Aye; Granlund and Woods—No.

Assembly Bill No. 397: Baugh, Granlund, Machado, Napolitano, and Woods—Aye.

Assembly Bill No. 405: Goldsmith—Aye; Baugh, Granlund, Morrow, Poochigian, and Woods—No.

Assembly Bill No. 412: Baugh, Goldsmith, Granlund, and Woods—Aye.

Assembly Bill No. 437: Cunneen—Aye; Baugh, Granlund, and Woods—No.

Resolutions to Suspend Rules: Baugh, Granlund, and Woods—Aye.

Assembly Bill No. 450: Baugh, Granlund, Migden, and Woods—Aye.

Assembly Bill No. 525: Battin, Baugh, Granlund, Morrow, and Woods—Aye; Pringle—No.

Assembly Bill No. 536: Ashburn and Morrow—Aye; Baugh, Granlund, Kaloogian, and Prenter—No.

Assembly Bill No. 663: Baugh, Granlund, and Woods—Aye.

Assembly Bill No. 664 and Urgency: Baugh, Granlund, Machado, Morrow, and Woods—Aye.

Assembly Bill No. 722: Baugh, Bowen, Gallegos, Granlund, Machado, Murray, and Woods—Aye.

Assembly Bill No. 745: Baugh, Firestone, Pacheco, and Woods—Aye.

Assembly Bill No. 938: Bowen—No.

Assembly Bill No. 940: Cardoza, Cunneen, Davis, Murray, and Pacheco—Aye.

Assembly Bill No. 1017: Cardenas, Cardoza, Machado, Pacheco, Papan, and Thomson—Aye.

Assembly Bill No. 1040: Davis and Pacheco—Aye; Baugh—No.

Assembly Bill No. 1181: Battin, Baugh, Goldsmith, and Pacheco—Aye.

Assembly Bill No. 1195: Goldsmith and Pacheco—No.

Assembly Bill No. 1198: Goldsmith, Leach, and Pacheco—Aye; Ackerman, Morrow, and Pringle—No.

Assembly Bill No. 1230: Baugh, Campbell, Goldsmith, and Pacheco—Aye; Pringle—No.

Assembly Bill No. 1251: Ashburn—Aye; Murray—No.

Assembly Bill No. 1302, Motion to Table Miller Amendments: Davis—Aye; Ashburn—No.

Assembly Bill No. 1302: Bowen, Honda, and Murray—Aye; Ashburn, Martinez, and Poochigian—No.

Assembly Bill No. 1338 and Urgency: Ashburn—Aye; Baugh—No.

Assembly Bill No. 1341: Ashburn—Aye.

Assembly Bill No. 1353: Cunneen and Martinez—Aye.

Assembly Bill No. 1387: Cardoza—Aye.

Assembly Bill No. 1395: Firestone—Aye; Campbell—No.

Assembly Bill No. 1423: Ashburn and Wayne—Aye.

Assembly Bill No. 1481: Davis and Murray—Aye.

Assembly Bill No. 1508: Cunneen—Aye.

Assembly Bill No. 1521: Baugh—Aye; Ashburn and Granlund—No.

Assembly Bill No. 1568: Cardoza, Cunneen, Granlund, and Prenter—Aye; Bordonaro and Morrow—No.

Assembly Bill No. 1569: Granlund, Machado, and Prenter—Aye; Cunneen, Morrow, and Poochigian—No.

Assembly Bill No. 1564 and Urgency: Baldwin and Murray—Aye.

Assembly Bill No. 65: Cardoza, Cunneen, Goldsmith, and Morrissey—Aye.

Assembly Bill No. 468: Firestone and Miller—Aye; Martinez—No.

Assembly Bill No. 738: Ducheny and Martinez—Aye; Bowen—No.

Assembly Bill No. 197 and Urgency: Granlund, Martinez, and Thomson—Aye; Baugh—No.

Assembly Bill No. 837: Bowen—Aye.

Assembly Bill No. 400: Bordonaro—Aye.

Assembly Bill No. 375: Sweeney—No.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 9:50 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: May 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 48
Assembly Bill No. 102
Assembly Bill No. 199
Assembly Bill No. 284
Assembly Bill No. 570
Assembly Bill No. 695
Assembly Bill No. 818
Assembly Bill No. 836
Assembly Bill No. 853
Assembly Bill No. 991
Assembly Bill No. 931
Assembly Bill No. 1304
Assembly Bill No. 1346

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 28, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 80
Assembly Bill No. 127
Assembly Bill No. 515

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 28, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 460

With the recommendation: Do pass, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: June 2, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 58

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

PERATA, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: June 2, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 28

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.

PERATA, Chairman

Above resolution ordered on file.

Date of Hearing: June 2, 1997

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 33
House Resolution No. 23

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

PERATA, Chairman

Above resolutions ordered on file.

Date of Hearing: June 2, 1997

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 32

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.

PERATA, Chairman

Above resolution ordered on file.

Committee on Appropriations

Date of Hearing: May 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 3
Assembly Bill No. 501
Assembly Bill No. 659
Assembly Bill No. 845
Assembly Bill No. 900
Assembly Bill No. 1293
Assembly Bill No. 1484
Assembly Bill No. 1544

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 152
Assembly Bill No. 371
Assembly Bill No. 614
Assembly Bill No. 686
Assembly Bill No. 995
Assembly Bill No. 1100
Assembly Bill No. 1264
Assembly Bill No. 1345

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, June 2, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 116
Senate Bill No. 413
Senate Bill No. 548
Senate Bill No. 566
Senate Bill No. 596
Senate Bill No. 609
Senate Bill No. 675
Senate Bill No. 707
Senate Bill No. 807
Senate Bill No. 842
Senate Bill No. 873
Senate Bill No. 956
Senate Bill No. 984
Senate Bill No. 999
Senate Bill No. 1031
Senate Bill No. 1037
Senate Bill No. 1094
Senate Bill No. 1188
Senate Bill No. 1198
Senate Bill No. 1312

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 2, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 39

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 116—An act to add and repeal Section 2852 of the Public Utilities Code, relating to energy programs.

SENATE BILL NO. 413—An act to add and repeal Section 1260 of the Health and Safety Code, relating to health, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 548—An act to add Section 1941.3 to the Civil Code, relating to civil law.

SENATE BILL NO. 566—An act to add Chapter 10 (commencing with Section 30400) to Division 3 of Title 3 of the Government Code, relating to local government.

SENATE BILL NO. 596—An act to add and repeal Section 1644.6 of the Health and Safety Code, relating to health, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 609—An act to amend Sections 23801, 23803, 23805, and 23958 of, and to add Sections 23800.1, 23800.2, and 23800.3 to, the Business and Professions Code, relating to alcoholic beverages.

SENATE BILL NO. 675—An act to amend, repeal, and add Section 41705 of the Health and Safety Code, and to amend and repeal Section 43209.1 of the Public Resources Code, relating to air pollution, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 707—An act to amend Sections 49460, 49461, 49462, 49463, and 49465 of the Education Code, relating to pupils.

SENATE BILL NO. 807—An act to add Sections 44006 and 44026 to the Health and Safety Code, relating to air pollution.

SENATE BILL NO. 842—An act to amend Section 23221 of the Revenue and Taxation Code, relating to taxation.

SENATE BILL NO. 873—An act to add Section 115930 to the Health and Safety Code, relating to pool safety.

SENATE BILL NO. 956—An act to amend Sections 45, 132, 685, 729, 1070.6, 1531, 1774, 1775, 1775.1, 1775.2, 1775.3, 1775.4, 1775.5, 1775.6, 1775.7, 1775.8, 1775.9, 1776, 1779, 12973.6, 12976, and 12976.5 of, and to repeal Section 685.3 of, the Insurance Code, and to amend Sections 12222, 12253, 12255, 12260, 12281, 12302, 12303, 12304, 12305, 12306, 12412, 12413, 12421, 12422, 12423, 12425, 12428, 12429, 12430, 12434, 12435, 12601, 12602, 12633, 12634, 12978, 13151, and 13170 of, and to add Sections 12009, 13171, 13172, 13173, and 13174 to, and to repeal Sections 12411, 12424, 12952, and 12982 of, the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor.

SENATE BILL NO. 984—An act to amend Section 1348.6 of, and to add Section 1367.01 to, the Health and Safety Code, relating to health care service plans.

SENATE BILL NO. 999—An act to amend Section 1430 of the Code of Civil Procedure, relating to escheat, and making an appropriation therefor.

SENATE BILL NO. 1031—An act to add and repeal Article 3.5 (commencing with Section 35745) of Chapter 4 of Part 21 of the Education Code, relating to education.

SENATE BILL NO. 1037—An act to add Section 3105 to the Family Code, relating to family law.

SENATE BILL NO. 1094—An act to amend Section 2401 of the Business and Professions Code, and to amend Section 1206 of the Health and Safety Code, relating to medicine.

SENATE BILL NO. 1188—An act relating to water.

SENATE BILL NO. 1198—An act to amend Sections 226, 55435.5, 55483, 55485, 55523, 55525, 55721, 55722, 55741, 55742, 55743, 55744, 55861, 56133.5, 56186, 56381, 56382, and 56571 of, to amend and renumber Sections 55751, 56252, and 56451 of, to add Sections 55484.5, 55484.75, 55485.5, 55485.75, 55524.5, 55524.75, 55525.75, 55722.5, 56183.5, 56185.5, 56185.75, 56186.5, 56186.75, 56382.5, 56701.5, and 56717 to, to repeal Sections 55486, 55487, 55489, 55490, 55526, 55527, 55528.5, 55529, 55529.5, 55745, 55745.5, 55746, 55747, 55748, 55749, 55750, 55861.7, 56187, 56188, 56191, 56191.5, 56192, 56192.5, 56446, 56447, 56448, 56449, 56450, 56452, and 56571.7 of, to repeal Article 13 (commencing with Section 55781) and Article 15 (commencing with Section 55841) of Chapter 6 of, and Article 14 (commencing with Section 56471) and Article 16 (commencing with Section 56531) of Chapter 7 of, and Chapter 7.5 (commencing with Section 56701) of, Division 20 of, and to repeal and add Sections 55484, 55488, 55524, 55528, 56185, 56190, 56443, 56444, and 56445 of, the Food and Agricultural Code, relating to agriculture, and making an appropriation therefor.

SENATE BILL NO. 1312—An act to add Section 116751 to the Health and Safety Code, relating to water, and declaring the urgency thereof, to take effect immediately.

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 39—Relative to cloning of human beings.

INTRODUCTION OF GUESTS

Assembly Member Murray, of the 47th Assembly District, introduced Congresswoman Juanita McDonald.

Assembly Member House, of the 25th Assembly District, introduced his brother, Joe House.

Assembly Member Knox, of the 42nd Assembly District, introduced his wife, Elizabeth Garfield.

ADJOURNMENT

At 9:51 p.m., pursuant to the motion by Assembly Member Miller the Assembly adjourned until 9:30 a.m., Tuesday, June 3, 1997, out of respect to the memory of Grace Winter, on motion of Assembly Member Frusetta; out of respect to the memory of Mario Gutierrez and Rolando Gutierrez, on motion of Assembly Member Washington; out of respect to the memory of Frank Cobos and Olin Henry Timm, on motion of Assembly Member Thomson; out of respect to the memory of CHP Officer Daniel J. Muehlhausen, on motion of Assembly Members Battin and Thompson; out of respect to the memory of David Ray, on motion of Assembly Member Battin; and out of respect to the memory of Rose Will Monroe, on motion of Assembly Member Havice.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 2, 1997

The following measures were amended in the Assembly on this day:

AB	RN
10	9712664
17	9714822
39	9714979
52	9714926
112	9714498
123	9714798
131	
142	9715088
167	9714873
172	9714685
175	9714892
182	9714865
229	9712357
241	9715133
248	9715086
267	9714091
269	9713769
291	9714943
326	9714910
351	9714840
352	9714838
353	9714862
367	9714860
382	9715224
407	9713792
418	9714674
475	9714884
486	9714967
489	9714870
497	9714307
498	9714771
499	9714858
504	9714853
544	9714854
549	9714913
592	9714950
602	9714845
607	9714726
621	9714776
639	9715095
644	9715058
656	9714963
680	9709472
712	9714975
748	9714940
750	9714872
792	9714666
797	9714888
805	9715971
832	9715208
833	9714610
838	9715021
847	9715050
857	9714758
860	9714877
861	9715010
862	9714878
926	9714809
1078	9714955
1124	9714887
1163	9714427
1164	9715223
1169	9714925
1189	9714880
1204	9714658
1219	9713672
1228	9714783
1238	9714958
1275	9714904
1292	9714670
1297	9715098
1301	9714920
1311	9714889
1334	9715187
1382	9713704
1428	9714994
1463	9714891
1464	9715087
1496	9714954
1596	9714538
1607	9715132

SB

285

Daily Total:	**83**
Cumulative Total:	**2031**

Amendments were considered by the Assembly, but not adopted, to the following measures:

AB

65 (Olberg amendments, RN 9709451, laid upon the table)
400 (Morrow amendments, RN 9715036, laid upon the table)
1302 (Miller amendments, laid upon the table)
1492 (Prenter amendments, RN 9715011, laid upon the table
1528 (Oller amendments, laid upon the table)

SB

285 (McClintock amendments—Set 1, RN 9712717, laid upon the table)
(Olberg amendments—Set 2, RN 9712007, laid upon the table)
(Battin amendments—Set 3, RN 9711936, laid upon the table)
(Ashburn amendments—Set 4, RN 9711992, laid upon the table)
(Miller amendments—Set 5, RN 9711996, laid upon the table)
(Bordonaro amendments—Set 6, RN 9711995, laid upon the table)
(House amendments—Set 7, RN 9712000, laid upon the table)
(Runner amendments—Set 8, RN 971911, laid upon the table)
(Ashburn amendments—Set 9, RN 9714180, laid upon the table)
(Olberg amendments—Set 10, laid upon the table)
293 (McClintock amendments—Set 1, RN 9712718, laid upon the table)
(Battin amendments—Set 2, RN 9711986, laid upon the table)
(Miller amendments—Set 4, RN 9711988, laid upon the table)

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, June 3, 1997

EIGHTY-SECOND SESSION DAY

ONE 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
Tuesday, June 3, 1997

The Assembly met at 8:37 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Brian Ebbert reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

At 9:38 a.m., Speaker pro Tempore Kuehl placed a quorum call upon the Assembly.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to being in the absent Members.

Quorum Present

At 10:01 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—80:

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Almighty God, Bestow upon us and upon all Your faithful people Your manifold gifts of grace. Let our minds be enlightened by Your truth and our hearts purified by Your presence, that we may be strengthened spiritually with Your divine power. Grant us to have a right judgment in all things and to always rejoice in the comfort of Your holiness.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Vincent 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 Ortiz, seconded by Assembly Member Oller.

COMMUNICATIONS

Conference Committees

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 3, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Virginia Strom-Martin to the Conference Committee on Assembly Bills 1006, 1400 and 1501 to replace Assemblymember Valerie Brown for Tuesday, June 3, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 3, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Tom Torlakson to the Conference Committee on Assembly Bills 1006, 1400 and 1501 to replace Assemblymember Roderick Wright for Tuesday, June 3, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 3, 1997

E. Dotson Wilson
Chief Clerk if the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Mike Honda to the Conference Committee on Assembly Bills 1006, 1400 and 1501 to replace Assemblymember Carole Migden for Tuesday, June 3, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 3, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Health and Safety Code Sec. 447.1, I have named Dr. Hari C. Puri, M.D., FAAP to serve on the Minority Health Professions Education Foundation. The effective date of the appointment is June 3, 1997, and this is a term appointment, with the term ending on January 1, 2001.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 3, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Penal Code Sec. 13810, I have named Mr. Bill Wittman to serve on the California Council on Criminal Justice. The effective date of the appointment is June 3, 1997, and this is a pleasure appointment.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 3, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 131
Assembly Bill No. 229
Assembly Bill No. 382
Assembly Bill No. 489
Assembly Bill No. 712
Assembly Bill No. 832
Assembly Bill No. 838
Assembly Bill No. 847
Assembly Bill No. 1164
Assembly Bill No. 1301

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, June 3, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 28

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, June 3, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 10
Assembly Bill No. 17
Assembly Bill No. 39
Assembly Bill No. 52
Assembly Bill No. 112
Assembly Bill No. 123
Assembly Bill No. 142
Assembly Bill No. 167
Assembly Bill No. 172
Assembly Bill No. 175
Assembly Bill No. 182
Assembly Bill No. 241
Assembly Bill No. 248
Assembly Bill No. 267
Assembly Bill No. 269
Assembly Bill No. 291
Assembly Bill No. 326
Assembly Bill No. 351
Assembly Bill No. 352
Assembly Bill No. 353
Assembly Bill No. 367
Assembly Bill No. 407
Assembly Bill No. 418
Assembly Bill No. 475
Assembly Bill No. 486
Assembly Bill No. 497
Assembly Bill No. 498
Assembly Bill No. 499
Assembly Bill No. 504
Assembly Bill No. 544
Assembly Bill No. 549
Assembly Bill No. 592

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, June 3, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 607
Assembly Bill No. 621
Assembly Bill No. 639
Assembly Bill No. 644
Assembly Bill No. 656
Assembly Bill No. 680
Assembly Bill No. 748
Assembly Bill No. 750
Assembly Bill No. 792
Assembly Bill No. 797
Assembly Bill No. 805
Assembly Bill No. 833
Assembly Bill No. 857
Assembly Bill No. 860
Assembly Bill No. 861
Assembly Bill No. 862
Assembly Bill No. 926
Assembly Bill No. 1078
Assembly Bill No. 1124
Assembly Bill No. 1163
Assembly Bill No. 1169
Assembly Bill No. 1189
Assembly Bill No. 1204
Assembly Bill No. 1219
Assembly Bill No. 1228
Assembly Bill No. 1238
Assembly Bill No. 1275
Assembly Bill No. 1292
Assembly Bill No. 1297
Assembly Bill No. 1311
Assembly Bill No. 1334
Assembly Bill No. 1382

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, June 3, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1428
Assembly Bill No. 1463
Assembly Bill No. 1464
Assembly Bill No. 1496
Assembly Bill No. 1596
Assembly Bill No. 1607

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: May 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 149
Assembly Bill No. 531
Assembly Bill No. 920
Assembly Bill No. 963
Assembly Bill No. 1332

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 242
Assembly Bill No. 761
Assembly Bill No. 786
Assembly Bill No. 1019

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 793
Assembly Bill No. 1391
Assembly Bill No. 1538

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: May 28, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1337

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

AUTHOR'S AMENDMENTS

Committee on Local Government

June 3, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 133

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 133—An act to amend Section 8 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to water.

Bill read second time; author's amendments, presented to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

June 3, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 47
Senate Bill No. 531

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 47—An act to amend Section 30916 of, and to add Section 30150.2 to, the Streets and Highways Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 531—An act to add Section 29530.2 to the Government Code, and to amend Section 99310.55 of the Public Utilities Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Local Government

June 3, 1997

Mr. Speaker: The Chair of your committee on Local Government reports:

Senate Bill No. 294

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 294—An act to amend Section 66493 of the Government Code, relating to land use.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

RE-REFERENCE OF BILLS

Assembly Member Sweeney was granted unanimous consent that Senate Bill No. 919 be re-referred from the Committee on Elections, Reapportionment and Constitutional Amendments to the Committee on Local Government.

ADJOURN IN MEMORY

Assembly Member Baldwin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Doris McKinney, of El Cajon.

Assembly Member Wright was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sherrice Iverson, of Los Angeles.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Scott announced his intention to request that Assembly Bill No. 247 be removed from the inactive file.

~~BILLS PLACED ON INACTIVE FILE~~

~~The following bill was placed upon the inactive file:~~

~~Assembly Bill No. 1027, on request of Assembly Member Caldera.~~

(NOTE: Later this day, the action was rescinded whereby Assembly Bill No. 1027 was placed upon the inactive file. See page 2343.)

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Bowen announced her intention to request that Assembly Constitutional Amendment No. 11 and Assembly Bill No. 1359 be removed from the inactive file.

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. 241, 1607, 10, 17, 39, 52, 112, 123, 142, 167, 172, 248, 267, 269, 291, 326, 351, 352, 353, 367, 407, 418, 486, 497, 498, 499, 504, 544, 549, 592, 602, 607, 621, 639, 644, 656, 680, 748, 792, 805, 833, 857, 860, 861, 862, 926, 1078, 1163, 1169, 1189, 1204, 1219, 1228, 1238, 1275, 1292, 1297, 1334, 1382, 175, 182, 475, 750, 797, 1124, 1311, 1463, 1428, 1464, 1496, and **1596,** ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 2—An act to amend Section 11006.2 of, and to add Chapter 4.2 (commencing with Section 10830) to Part 2 of Division 9 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. 8—An act to amend Section 23153 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 27—An act to amend Section 23221 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. 59—An act to amend Sections 207, 208, 209, 290, 290.4, 667.5, 667.7, 667.71, 667.83, 667.85, 669, 1170.1, 1203.066, and 2933.5 of, and to repeal and amend Section 667.61 of, the Penal Code, relating crimes.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 244—An act to add Section 4689.01 to the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 264—An act to add Article 5 (commencing with Section 76075) to Chapter 1 of Part 47 of the Education Code, relating to postsecondary education, 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. 366—An act to amend and repeal Section 6385 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. 410—An act to add Section 6018.3 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 478—An act to amend Section 11293 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. 481—An act to amend Section 1942.5 of, and to add Section 3485 to, the Civil Code, to amend Section 17920.3 of, to add Sections 105255, 105256, 105257, and 105312 to, and to add Chapter 5.5 (commencing with Section 105315) to Part 5 of Division 103 of, the Health and Safety Code, and to add Section 6716.1 to the Labor Code, relating to lead poisoning.

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. 600—An act to amend Sections 24000, 24001, 24003, 24005, 24007, 24009, 24011, 24013, 24015, 24021, 24023, and 24027 of the Welfare and Institutions Code, relating to health.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 740—An act to add Section 11251 to the Welfare and Institutions Code, relating to human 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.

ASSEMBLY BILL NO. 781—An act to amend Sections 51871, 51872, and 51876 of, to amend and renumber Sections 51881, 51883, and 51884 of, and to add Section 51871.5 to, the Education Code, relating to education, 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. 783—An act to amend Sections 25658.1, 25658.5, and 25761 of the Business and Professions Code, relating to alcoholic beverages.

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. 909—An act to amend Sections 211, 454.2, 460.3, 460.7, 561, 588, and 730.3 of, to add Sections 225.5, 226.5, and 491.2 to, and to add Article 3 (commencing with Section 1051) to Chapter 5 of Part 1 of Division 1 of, the Public Utilities Code, and to amend Sections 12517.1, 12517.3, 34505.1, and 40000.11 of, and to add Sections 363, 2418, and 27906.6 to, the Vehicle Code, relating to carriers.

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. 1044—An act to amend Sections 17020.6, 17024.5, 17041, 17052.12, 17054, 17062, 17063, 17072, 17077, 17085, 17088, 17139, 17250, 17273, 17279, 17507, 17561, 17750, 17860, 18037, 18042, 18180, 18601, 18624, 18645, 19144, 19164, 19184, 23045, 23453, 23456, 23457, 23609, 23732, 23801, 23802, 23806, 24326, 24343.3, 24349, 24355, 24355.5, 24357, 24611, 24692, 24870, 24903, 24916, and 24993 of, to amend the heading of Chapter 14.5 (commencing with Section 24870) of Part 11 of, to add Sections 17088.3, 17154, 17215, 17250.5, 17251.5, 17270.5, 17275.5, 17278.5, 17731.5, 18044, 18152, 18648.5, 19136.3, 19141.2, 19182.5, 19365, 23800.5, 23813, 24272.5, 24343.7, 24429, 24875, 24949.5, 24954, and 24956 to, to repeal Sections 17131.5, 17132, 17137, 17138.5, 17141.5, 17150, 17201.5, 17210, 17213, 17249, 17255, 17267, 17271, 17283, 17748, 18035, 18060, 18166, 18173, 24371.5, 24443, 24966.3, 24971, 24990.8, and 24990.9 of, and to repeal and add Sections 23701h, 24356, 24372.5, and 24947 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. 1077—An act to amend Section 33 of the Penal 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. 1193—An act to add Section 16605 to the Welfare and Institutions Code, relating to human 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.

ASSEMBLY BILL NO. 1266—An act to amend and renumber Section 44279.2 of, to amend the heading of Article 4.5 (commencing with Section 44279.2) of Chapter 2 of Part 25 of, and to add Sections 44001.1, 44001.2, 44279.2, and 44279.7 to, the Education Code, relating to teacher credentialing, 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. 1271—An act to add Section 23101.6 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1331—An act to add Chapter 3.46 (commencing with Section 44758) to Part 25 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.

ASSEMBLY BILL NO. 1335—An act to amend Section 66903 of the Education Code, relating to education, 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. 1356—An act to amend Sections 17052.12 and 23609 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1413—An act to add Sections 6352.5 and 23701y to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1419—An act to amend Sections 23153 and 23221 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. 1433—An act to amend Section 68075.1 of the Education Code, relating to postsecondary education.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 51—An act to amend Sections 422.75 and 451.5 of the Penal Code, relating to crimes.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 70—An act to amend Sections 912.5 and 1736 of the Welfare and Institutions Code, relating to juveniles, 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. 84—An act to add Article 2.5 (commencing with Section 12175) to Chapter 4 of Part 2 of Division 2 of the Public Contract Code, relating to state contracts, 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. 94—An act to amend Sections 17053.49 and 23649 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. 135—An act to add Section 14069.5 to the Corporations Code, relating to small business development, 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. 428—An act to add and repeal Article 5 (commencing with Section 78280) of Chapter 2 of Part 48 of the Education Code, relating to postsecondary education.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 736—An act to amend Sections 17080, 17224, 17587, and 17592 of, to add Section 17584 to, and to repeal Section 39619 of, the Education Code, relating to school facilities, 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. 904—An act to add Section 11379.9 to the Health and Safety Code, relating to controlled substances.

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. 952—An act to amend Sections 19602 and 19605.3 of, and to add Sections 19605.35 and 19608.15 to, the Business and Professions Code, relating to horseracing.

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. 955—An act to add Section 15336.3 to the Government Code, relating to economic development.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1223—An act to amend Section 11105.3 of the Penal Code, relating to parks and recreation.

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. 1378—An act to amend Section 7000 of, and to add Sections 7005 and 7005.5 to, 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. 1554—An act to add Article 2 (commencing with Section 104175) to Chapter 2 of Part 1 of Division 103 of the Health and Safety Code, relating to cancer, 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. 48—An act to add Section 11755.3 to the Health and Safety Code, relating to crack cocaine.

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. 102—An act to amend Section 1170.1 of, and to add Section 667.14 to, the Penal Code, relating to sentencing.

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. 199—An act to amend Sections 12021 and 12022.5 of the Penal Code, relating to firearms.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 284—An act to add Section 14053 to the Corporations Code, relating to economic development, 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. 570—An act to amend Sections 2932 and 2933.6 of the Penal Code, relating to prisoners.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 695—An act to add Section 2725.3 to the Business and Professions Code, and to add Section 1276.4 to the Health and Safety Code, relating to health 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.

ASSEMBLY BILL NO. 818—An act to add Section 120897 to the Health and Safety Code, relating to HIV.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 836—An act to amend Section 7273 of the Revenue and Taxation Code, relating to taxation.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 853—An act to add Title 7 (commencing with Section 14000) to Part 4 of the Penal Code, relating to law enforcement, 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. 991—An act to add Section 42655 to the Food and Agricultural Code, and to amend Sections 11106, 12001, 12021, 12026.2, 12072, 12076, 12077, and 12082 of the Penal Code, relating to firearms.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 931—An act to add Chapter 6 (commencing with Section 50650) to Part 2 of Division 31 of the Health and Safety Code, relating to housing, 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. 1304—An act to add and repeal Section 14105.334 to the Welfare and Institutions Code, relating to health.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1346—An act to amend Sections 41862 and 41863 of, and to add Section 41864 to, the Education Code, relating to education, 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. 80—An act to amend Sections 17274 and 24436.5 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. 127—An act to add Section 239 to the Code of Civil Procedure, relating to juries.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 515—An act to amend Section 4548 of, and to add Sections 4502.1, 4502.2, and 4502.3 to, the Business and Professions Code, relating to psychiatric technicians, 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. 460—An act to amend Section 4848 of the Business and Professions Code, relating to veterinary medicine, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

HOUSE RESOLUTION NO. 32—Relative to Recovery Happens Month.

Resolution read; amendments proposed by the Committee on Rules read and adopted, resolution ordered reprinted and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 3—An act to amend Sections 7110, 7113.5, and 7114 of, and to add Sections 7117 and 7118 to, the Government Code, and to amend Sections 17053.46, 17268, 23646, and 24356.8 of the Revenue and Taxation Code, relating to local agencies.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 501—An act to amend Section 12150 of the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 659—An act to add Sections 14105.46 and 14105.47 to the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 845—An act to add Section 12306.4 to the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 900—An act to add Chapter 4 (commencing with Section 11759) to Part 1 of Division 10.5 of the Health and Safety Code, and to amend Section 1464 of the Penal Code, relating to alcoholic beverages, 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. 1293—An act to add Chapter 4.5 (commencing with Section 8301) to Division 1 of Title 2 of the Government Code, relating to information systems.

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. 1484—An act to add Section 56302 to the Government Code, relating to local government reorganization, 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. 1544—An act to amend Sections 8614, 8700, and 8715 of, and to add Sections 8714.5 and 8714.7 to, the Family Code, and to amend Sections 358.1, 361, 361.3, 361.5, 366.21, 366.23, 366.26, and 16501.1 of, and to add Section 316.2 to, the Welfare and Institutions Code, relating to minors.

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. 152—An act to amend Sections 679.02 and 3043.2 of, and to add Sections 1191.16 and 3043.25 to, the Penal Code, relating to victim's rights.

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. 371—An act to add and repeal Chapter 10 (commencing with Section 13890) of Title 6 of Part 4 of the Penal Code, relating to sex offenders, 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. 614—An act to add Section 3054 to 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. 686—An act to add Section 22112.6 to the Education Code, relating to school employees.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 995—An act to add Section 4501.1 to the Penal Code, relating to assault.

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. 1100—An act to add Section 1374.72 to the Health and Safety Code, and to add Section 10144.5 to the Insurance Code, relating to health care coverage.

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. 1264—An act to add Sections 15819.16 and 15819.17 to the Government Code, and to add Section 7000.1 to the Penal Code, relating to correctional facilities, 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. 1345—An act to add Chapter 3 (commencing with Section 10065) to Part 1 of Division 9 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.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTION TO WITHDRAW ASSEMBLY BILL NO. 279 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Battin moved that Assembly Bill No. 279 be withdrawn from the Committee on Water, Parks and Wildlife.

Assembly Member Thompson seconded the motion.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Battin moved a call of the Assembly.

Motion carried. Time, 10:18 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 304 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Scott was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 304 was refused passage; and that the bill be passed on file, to retain its place on file.

ASSEMBLY BILL NO. 375 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Firestone was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 375 was refused passage; and that the bill be placed upon the inactive file.

ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that measures passed twice on file on successive days, would be placed upon the inactive file.

NOTICE OF MOTIONS TO WITHDRAW BILLS FROM COMMITTEE CONTINUED

Unanimous consent was granted that the notices of motions to withdraw Assembly Bills Nos. 512, 13, 1461, 104, 454, 357, 164, 429, 1510, 1351, 230, 914, 166, 372, 642, 484, 383, 1031, 336, 147, 1108, 203, 965, and 1370 from Committee 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.

Assembly Bill No. 1527, on request of Assembly Member Brown.

Assembly Bill No. 125, on request of Assembly Member Pacheco.

Assembly Bills Nos. 456 and **435**, on request of Assembly Member Ducheny.

Assembly Bill No. 554, on request of Assembly Member Papan.

Assembly Bill No. 633, on request of Assembly Member Cardenas.

Assembly Bill No. 735, on request of Assembly Member Ortiz.

Assembly Bill No. 434, on request of Assembly Member Gallegos.
Assembly Bill No. 835, on request of Assembly Member Wright.
Assembly Bill No. 1435, on request of Assembly Member Machado.
Assembly Bill No. 1142, on request of Assembly Member Murray.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Assembly Bill No. 53—Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 309 (Floyd)—An act to add Chapter 6 (commencing with Section 116095) to Part 10 of Division 104 of the Health and Safety Code, relating to public safety.

Bill read third time.

Motion to Amend by Assembly Member Granlund

Assembly Member Granlund moved the adoption of amendments.

Amendments read.

Motion to Table Granlund Amendments to Assembly Bill No. 309

Assembly Member Baca moved that the amendments offered by Assembly Member Granlund to Assembly Bill No. 309 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote.

AYES—47

Ackerman	Ducheny	Kuehl	Shelley
Alquist	Escutia	Lempert	Strom-Martin
Aroner	Figueroa	Machado	Sweeney
Baca	Floyd	Martinez	Thomson
Baugh	Frusetta	Mazzoni	Torlakson
Bowen	Gallegos	Migden	Vincent
Brown	Goldsmith	Murray	Washington
Caldera	Havice	Napolitano	Wayne
Campbell	Hertzberg	Ortiz	Wildman
Cardenas	Honda	Papan	Wright
Cardoza	Keeley	Perata	Mr. Speaker
Davis	Knox	Prenter	

NOES—22

Aguiar	Cunneen	Miller	Scott
Ashburn	Firestone	Olberg	Takasugi
Baldwin	Granlund	Poochigian	Thompson
Battin	Leach	Pringle	Woods
Bordonaro	Margett	Richter	
Brewer	McClintock	Runner	

Vote Changes

By unanimous consent, the following vote changes were permitted on the motion to table the amendments offered by Assembly Member Granlund to Assembly Bill No. 309: Assembly Members Frusetta, Goldsmith, and Prenter, from "No" to "Aye"; Assembly Member Kuykendall, from "No" to "Not Voting".

The question being on the passage of the bill.

Bill refused passage by the following vote:

AYES—31

Alquist	Havice	Martinez	Strom-Martin
Aroner	Hertzberg	Mazzoni	Thomson
Baca	Honda	Migden	Torlakson
Brown	Keeley	Murray	Washington
Caldera	Knox	Napolitano	Wildman
Escutia	Kuehl	Ortiz	Wright
Floyd	Lempert	Papan	Mr. Speaker
Gallegos	Machado	Shelley	

NOES—39

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cardenas	Leonard	Prenter
Ashburn	Cardoza	Margett	Pringle
Baldwin	Cunneen	McClintock	Richter
Battin	Firestone	Miller	Runner
Baugh	Frusetta	Morrissey	Takasugi
Bordonaro	Goldsmith	Morrow	Thompson
Bowen	Granlund	Olberg	Woods
Bowler	House	Oller	

DEBATE LIMITED

Speaker pro Tempore Kuehl announced that agreement was reached by leadership to limit debate to two proponents and two opponents to measures on today's file.

ASSEMBLY BILL NO. 1099 (Migden)—An act to add Section 14007.9 to the Welfare and Institutions Code, relating to human services.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Martinez	Strom-Martin
Ashburn	Floyd	Mazzoni	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Bowler	Honda	Olberg	Wayne
Brewer	House	Ortiz	Wildman
Brown	Kaloogian	Pacheco	Woods
Caldera	Keeley	Papan	Wright
Campbell	Knox	Perata	Mr. Speaker
Cardenas	Kuehl	Poochigian	
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 491 (Keeley)—An act to amend Sections 12035 and 12071 of, and to add Section 12036 to, the Penal Code, relating to firearms.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Keeley moved a call of the Assembly.

Motion carried. Time, 11:07 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 15 (Knox)—An act to amend Section 510 of, to add Sections 511, 512, 513, 514, and 557 to, and to repeal Sections 1182.10 and 1183.5 of, the Labor Code, relating to employment.

Bill read third time, and passed by the following vote:

AYES—42

Alquist	Figueroa	Machado	Sweeney
Aroner	Floyd	Martinez	Thomson
Baca	Frusetta	Migden	Torlakson
Bowen	Gallegos	Murray	Villaraigosa
Brown	Havice	Napolitano	Vincent
Caldera	Hertzberg	Ortiz	Washington
Cardenas	Honda	Papan	Wayne
Cardoza	Keeley	Perata	Wildman
Davis	Knox	Scott	Mr. Speaker
Ducheny	Kuehl	Shelley	
Escutia	Lempert	Strom-Martin	

NOES—32

Ackerman	Campbell	Leonard	Poochigian
Ashburn	Cunneen	Margett	Prenter
Baldwin	Firestone	McClintock	Pringle
Battin	Goldsmith	Morrissey	Richter
Baugh	Granlund	Morrow	Runner
Bordonaro	House	Olberg	Takasugi
Bowler	Kaloogian	Oller	Thompson
Brewer	Kuykendall	Pacheco	Woods

Bill ordered transmitted to the Senate.

Objection to Vote Adds

Assembly Member Shelley withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Bill No. 15.

(NOTE: For explanation of vote by Assembly Member Leach relative to Assembly Bill No. 15, see Assembly Journal for June 5, 1997, page 2520.)

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 232, on request of Assembly Member Honda.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 103 (Figueroa)—An act to amend Sections 801, 802, 803, 803.1, 803.2, and 805 of, and to add Section 2027 to, the Business and Professions Code, relating to healing arts.

Bill read third time, and passed by the following vote:

AYES—51

Aguiar	Escutia	Machado	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Gallegos	Mazzoni	Strom-Martin
Baca	Goldsmith	Migden	Sweeney
Baugh	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Brown	Hertzberg	Murray	Villaraigosa
Caldera	Honda	Napolitano	Vincent
Cardenas	Keeley	Ortiz	Washington
Cardoza	Knox	Papan	Wayne
Cunneen	Kuehl	Perata	Wright
Davis	Kuykendall	Prenter	Mr. Speaker
Ducheny	Lempert	Richter	

NOES—25

Ackerman	Campbell	Miller	Takasugi
Alby	Firestone	Olberg	Thompson
Baldwin	Frusetta	Oller	Wildman
Battin	House	Pacheco	Woods
Bordonaro	Kaloogian	Poochigian	
Bowler	Margett	Pringle	
Brewer	McClintock	Runner	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 103: Assembly Member Wildman, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 153 (**Baldwin**)—An act to add Section 53077.5 to the Government Code, and to amend Section 5353 of the Public Utilities Code, relating to youth groups.

Bill read third time, and passed by the following vote:

AYES—64

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Pringle
Alquist	Figueroa	Machado	Richter
Ashburn	Firestone	Margett	Runner
Baca	Frusetta	Martinez	Scott
Baldwin	Gallegos	McClintock	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Caldera	Kaloogian	Oller	Wildman
Campbell	Knox	Pacheco	Woods
Cardoza	Kuykendall	Papan	Wright

NOES—6

Aroner	Kuehl	Migden
Bowen	Mazzoni	Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 153: Assembly Member Bowen, from "Aye" to "No".

Bill ordered transmitted to the Senate.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1490 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member House gave notice that he would move to withdraw Assembly Bill No. 1490 from the Committee on Education.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 37 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Firestone gave notice that he would move to withdraw Assembly Bill No. 37 from the Committee on Education.

CALL OF THE ASSEMBLY DISPENSED WITH ON BATTIN MOTION TO WITHDRAW ASSEMBLY BILL NO. 279 FROM COMMITTEE

At 11:55 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.

The Battin motion to withdraw Assembly Bill No. 279 from the Committee on Water, Parks and Wildlife lost by the following vote:

AYES—38

Ackerman	Campbell	Margett	Prenter
Aguiar	Firestone	McClintock	Pringle
Alby	Frusetta	Miller	Richter
Ashburn	Goldsmith	Morrissey	Runner
Baldwin	Granlund	Morrow	Scott
Battin	House	Olberg	Takasugi
Baugh	Kaloogian	Oller	Thompson
Bordonaro	Kuykendall	Pacheco	Woods
Bowler	Leach	Papan	
Brewer	Leonard	Poochigian	

NOES—36

Alquist	Ducheny	Lempert	Strom-Martin
Aroner	Figueroa	Machado	Sweeney
Baca	Gallegos	Martinez	Thomson
Bowen	Havice	Mazzoni	Torlakson
Brown	Hertzberg	Migden	Villaraigosa
Caldera	Honda	Murray	Vincent
Cardenas	Keeley	Ortiz	Wildman
Cardoza	Knox	Perata	Wright
Cunneen	Kuehl	Shelley	Mr. Speaker

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 491

At 11:55 a.m., on motion of Assembly Member Keeley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Pringle moved to continue the call of the Assembly.

Motion carried. Time, 11:55 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CAUCUS ANNOUNCEMENTS

At 11:55 a.m., by unanimous consent, the Democratic Caucus was permitted to meet in the Assembly Lounge, and the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 11:57 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 1:16 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, June 3, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 3
Senate Bill No. 5
Senate Bill No. 60
Senate Bill No. 70
Senate Bill No. 101
Senate Bill No. 110
Senate Bill No. 151
Senate Bill No. 214
Senate Bill No. 324
Senate Bill No. 377
Senate Bill No. 406
Senate Bill No. 441
Senate Bill No. 473
Senate Bill No. 479
Senate Bill No. 534
Senate Bill No. 577
Senate Bill No. 591
Senate Bill No. 602
Senate Bill No. 669
Senate Bill No. 672
Senate Bill No. 786
Senate Bill No. 793
Senate Bill No. 804
Senate Bill No. 870
Senate Bill No. 877
Senate Bill No. 914
Senate Bill No. 923
Senate Bill No. 930
Senate Bill No. 967
Senate Bill No. 977
Senate Bill No. 1022
Senate Bill No. 1067
Senate Bill No. 1068
Senate Bill No. 1089
Senate Bill No. 1113
Senate Bill No. 1155
Senate Bill No. 1272
Senate Bill No. 1304
Senate Bill No. 1329

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 3, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Constitutional Amendment No. 13

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 3—An act to amend Section 11055 of the Health and Safety Code, relating to controlled substances, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 5—An act to amend Sections 18042, 18601, 23732, 23801, 23802, 23804, 23806, and 24611 of, and to add Sections 17275.5, 17731.5, 19365, 23800.5, 23802.5, 23804.5, 23813, 24954, and 24990.4 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy

SENATE BILL NO. 60—An act to amend Section 7351 of the Revenue and Taxation Code, relating to taxation.

SENATE BILL NO. 70—An act to add Section 1367.63 to the Health and Safety Code, and to add Section 10123.86 to the Insurance Code, relating to health coverage.

SENATE BILL NO. 101—An act to add Article 4.5 (commencing with Section 69570) to Chapter 2 of Part 42 of the Education Code, relating to postsecondary education, and making an appropriation therefor.

SENATE BILL NO. 110—An act to amend Section 7056 of, to add Section 7206 to, to add a chapter heading to, and to add Chapter 2 (commencing with Section 7221) to, Part 1.5 of Division 2 of, the Revenue and Taxation Code, relating to taxation.

SENATE BILL NO. 151—An act to amend Section 1484 of, and to add Sections 1193.5 and 1473.5 to, the Penal Code, relating to habeas corpus.

SENATE BILL NO. 214—An act to amend Section 1804.1 of, and to add Article 1.7 (commencing with Section 2946.1) to Chapter 2 of Title 14 of Part 4 of Division 3 of, the Civil Code, relating to contracts.

SENATE BILL NO. 324—An act to amend Section 2052 of the Business and Professions Code, relating to medicine.

SENATE BILL NO. 377—An act to add Sections 42249.6 and 42249.65 to the Education Code, relating to education.

SENATE BILL NO. 406—An act relating to health care service plans.

SENATE BILL NO. 441—An act to add and repeal Article 4 (commencing with Section 3100) of Chapter 8 of Title 1 of Part 3 of the Penal Code, relating to parolees.

SENATE BILL NO. 473—An act to amend Section 1442.5 of, and to add Sections 1442.6 and 32121.15 to, the Health and Safety Code, relating to health.

SENATE BILL NO. 479—An act to add Section 6109 to the Public Contract Code, relating to public contracts.

SENATE BILL NO. 534—An act to add Section 8903 to the Education Code, relating to teen pregnancy.

SENATE BILL NO. 577—An act relating to state employees, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 591—An act to amend Section 12076 of the Penal Code, and to amend Sections 6011 and 6012 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

SENATE BILL NO. 602—An act to add Sections 5040, 6009.3, and 22252.5 to the Business and Professions Code, to add Section 1505 to the Financial Code, to amend Sections 18795 and 18796 of, and to add Section 18872 to, the Revenue and Taxation Code, relating to taxation.

SENATE BILL NO. 669—An act to add Sections 48645.8 and 51220.6 to the Education Code, and to add Sections 885.5, 896.5, 1124.5, and 1857.5 to the Welfare and Institutions Code, relating to parenting education.

SENATE BILL NO. 672—An act relating to state employer-employee relations, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 786—An act to amend Section 832.6 of the Penal Code, relating to peace officers.

SENATE BILL NO. 793—An act relating to driver education, and making an appropriation therefor.

SENATE BILL NO. 804—An act to amend Sections 2550.3 and 46010 of, to amend and renumber Section 46010.5 of, to add Section 42238.7 to, to repeal Section 46015 of, and to repeal and add Sections 2550.4, 42238.8, and 46010.2 of, the Education Code, relating to school finance.

SENATE BILL NO. 870—An act to relating to state civil service, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 877—An act to add Chapter 5 (commencing with Section 88300) to Part 51 of the Education Code, relating to postsecondary education.

SENATE BILL NO. 914—An act to amend Section 654 of the Penal Code, relating to criminal procedure.

SENATE BILL NO. 923—An act to amend Section 1464 of the Penal Code, to amend Sections 4354, 4355, 4357, and 4359 of, to add Sections 4357.1, 4357.2, and 4358.5 to, and to repeal and add Section 4356 of, the Welfare and Institutions Code, relating to human services.

SENATE BILL NO. 930—An act to amend Sections 1747.05, 1785.11, 1785.15, 1785.16, and 1785.17 of, and to add Section 1747.82 to, the Civil Code, relating to consumer credit.

SENATE BILL NO. 967—An act relating to state employees, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 977—An act to amend Sections 2050, 2411, and 2435 of, and to add Article 1.7 (commencing with Section 515) to Chapter 1 of Division 2 of, the Business and Professions Code, and to add Section 1344.5 to the Health and Safety Code, relating to health care service plans, and making an appropriation therefor.

SENATE BILL NO. 1022—An act to amend Sections 19572, 19574.1, and 19582 of the Government Code, relating to public employees.

SENATE BILL NO. 1067—An act to add Section 330d to the Penal Code, relating to gaming.

SENATE BILL NO. 1068—An act to add Sections 8709.2, 8709.3, 9809.4, 8709.6, 8709.8, 8709.10, 8709.12, 8709.14, 8709.16, 8709.18, 8709.20, 8709.22, 8709.24, 8709.26, 8709.27, 8709.28, 8709.30, 8709.32, 8709.34, 8709.36, and 8709.38 to the Water Code, relating to water, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1089—An act to add Chapter 9.45 (commencing with Section 6248) to Title 7 of Part 3 of the Penal Code, and to amend Section 3051 of, and to add Section 3051.5 to, the Welfare and Institutions Code, relating to prisoners, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1113—An act to amend Section 21087 of, and to add Section 21001.2 to, the Public Resources Code, relating to environmental quality.

SENATE BILL NO. 1155—An act to add Section 42285.3 to the Education Code, relating to education.

SENATE BILL NO. 1272—An act to amend Section 98 of the Revenue and Taxation Code, relating to taxation.

SENATE BILL NO. 1304—An act to add Section 13337.1 to the Government Code, relating to the state budget.

SENATE BILL NO. 1329—An act to amend Section 51226.6 of the Education Code, and to amend Sections 12507.1, 12509, 12514, 12660, and 12814.6 of, and to repeal Sections 12507 and 12512 of, the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

The following resolution was read the first time:

SENATE CONSTITUTIONAL AMENDMENT NO. 13—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 12 of Article IV thereof, relating to the state budget.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 327 (Havice)—An act to amend Section 11165.1 of the Penal Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Frusetta	McClintock	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Vincent
Bowen	Honda	Olberg	Washington
Bowler	House	Oller	Wayne
Brewer	Kaloogian	Ortiz	Wildman
Brown	Keeley	Pacheco	Woods
Caldera	Knox	Papan	Wright
Campbell	Kuehl	Perata	Mr. Speaker
Cardenas	Kuykendall	Poochigian	
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—2

Migden	Villaraigosa

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 682 BY UNANIMOUS CONSENT

Assembly Member Morrow was granted unanimous consent to take up Assembly Bill No. 682, out of order.

ASSEMBLY BILL NO. 682 (Morrow)—An act to amend Section 1371.4 of the Health and Safety Code, relating to health care service plans.

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.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 399 (Gallegos)—An act to amend Sections 1357.06 and 1357.51 of, and to add Article 6.5 (commencing with Section 1385.5) to Chapter 2.2 of Division 2 of, the Health and Safety Code, and to amend Sections 10198.7 and 10708 of, and to add Chapter 7.5 (commencing with Section 10690) to Part 2 of Division 2 of the Insurance Code, relating to health care coverage, 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—66

Aguiar	Davis	Lempert	Scott
Alby	Ducheny	Machado	Shelley
Alquist	Escutia	Margett	Strom-Martin
Aroner	Figueroa	Martinez	Sweeney
Ashburn	Firestone	Mazzoni	Thompson
Baca	Frusetta	Migden	Thomson
Battin	Gallegos	Miller	Torlakson
Baugh	Goldsmith	Morrissey	Villaraigosa
Bordonaro	Granlund	Morrow	Vincent
Bowen	Havice	Murray	Washington
Brewer	Hertzberg	Napolitano	Wayne
Brown	Honda	Olberg	Wildman
Caldera	Keeley	Ortiz	Woods
Campbell	Knox	Papan	Wright
Cardenas	Kuehl	Perata	Mr. Speaker
Cardoza	Kuykendall	Poochigian	
Cunneen	Leach	Runner	

NOES—8

Ackerman	House	Leonard	Oller
Bowler	Kaloogian	McClintock	Pringle

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—66

Aguiar	Davis	Lempert	Scott
Alby	Ducheny	Machado	Shelley
Alquist	Escutia	Margett	Strom-Martin
Aroner	Figueroa	Martinez	Sweeney
Ashburn	Firestone	Mazzoni	Thompson
Baca	Frusetta	Migden	Thomson
Battin	Gallegos	Miller	Torlakson
Baugh	Goldsmith	Morrissey	Villaraigosa
Bordonaro	Granlund	Morrow	Vincent
Bowen	Havice	Murray	Washington
Brewer	Hertzberg	Napolitano	Wayne
Brown	Honda	Olberg	Wildman
Caldera	Keeley	Ortiz	Woods
Campbell	Knox	Papan	Wright
Cardenas	Kuehl	Perata	Mr. Speaker
Cardoza	Kuykendall	Poochigian	
Cunneen	Leach	Runner	

NOES—8

Ackerman	House	Leonard	Oller
Bowler	Kaloogian	McClintock	Pringle

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 550 (Migden)—An act to amend Section 223 of the Code of Civil Procedure, relating to jurors.

Bill read third time.

Motion to Amend

Assembly Member Migden moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 604 (Kuykendall)—An act to amend Sections 1094, 1095, 1110, 1112, 1328, and 2714 of, and to repeal Sections 321, 1095.1, and 2060 of, the Unemployment Insurance Code, relating to employment.

Bill read third time, and passed by the following vote:

AYES—76

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Mazzoni	Scott
Aroner	Firestone	McClintock	Shelley
Ashburn	Frusetta	Migden	Strom-Martin
Baca	Gallegos	Miller	Sweeney
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	Havice	Murray	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowler	Honda	Olberg	Villaraigosa
Brewer	House	Oller	Vincent
Brown	Kaloogian	Ortiz	Washington
Caldera	Keeley	Pacheco	Wayne
Campbell	Kuehl	Papan	Wildman
Cardenas	Kuykendall	Perata	Woods
Cardoza	Leach	Poochigian	Wright
Cunneen	Lempert	Prenter	Mr. Speaker

NOES—3

Bowen	Knox	Martinez

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 717 (Morrissey)—An act to add Section 527.65 to the Code of Civil Procedure, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—75

Ackerman	Davis	Lempert	Prenter
Aguiar	Escutia	Leonard	Pringle
Alby	Figueroa	Machado	Runner
Alquist	Firestone	Margett	Scott
Ashburn	Floyd	Martinez	Shelley
Baca	Frusetta	Mazzoni	Strom-Martin
Baldwin	Gallegos	McClintock	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Wright
Cardoza	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	

NOES—3

Ducheny	Migden	Washington

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 717: Assembly Member Ducheny, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 749 (Papan)—An act to amend Sections 10500, 10504, and 10505 of, and to add Section 10504.5 to, of the Public Contract Code, relating to the University of California.

Bill read third time, and passed by the following vote:

AYES—79

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Wright
Cardoza	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

PARLIAMENTARY INQUIRY

Assembly Member Pringle arose to the following parliamentary inquiry:

Will measures passed temporarily on file be passed on file at the end of this legislative day?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that all measures passed temporarily on file and not taken up this day, would be passed on file, and further, all measures passed on file on two successive days, would be placed upon the inactive file pursuant to the Rules.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 889 (Gallegos)—An act to add Sections 120967, 120968, and 120969 to the Health and Safety Code, relating to AIDS.

Bill read third time, and passed by the following vote:

AYES—58

Aguiar	Ducheny	Lempert	Shelley
Alquist	Escutia	Machado	Strom-Martin
Aroner	Figueroa	Martinez	Sweeney
Ashburn	Firestone	Mazzoni	Thomson
Baca	Floyd	Migden	Torlakson
Battin	Frusetta	Morrissey	Villaraigosa
Bordonaro	Gallegos	Morrow	Vincent
Bowen	Granlund	Murray	Washington
Brewer	Havice	Napolitano	Wayne
Brown	Hertzberg	Ortiz	Wildman
Caldera	Honda	Pacheco	Woods
Cardenas	Keeley	Papan	Wright
Cardoza	Knox	Perata	Mr. Speaker
Cunneen	Kuehl	Poochigian	
Davis	Kuykendall	Scott	

NOES—19

Ackerman	Campbell	Margett	Pringle
Alby	Goldsmith	McClintock	Runner
Baldwin	House	Miller	Takasugi
Baugh	Kaloogian	Olberg	Thompson
Bowler	Leonard	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 976 (Papan)—An act to amend Section 1221 of the Evidence Code, to amend Sections 7471, 7476, and 7480 of the Government Code, to amend Sections 939.2, 939.6, and 1326 of, and to add Sections 1326.1, and 1326.2 to, the Penal Code, and to amend Sections 18645 and 19545 of the Revenue and Taxation Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—57

Aguiar	Davis	Machado	Shelley
Alby	Escutia	Mazzoni	Strom-Martin
Alquist	Figueroa	Migden	Sweeney
Aroner	Firestone	Miller	Takasugi
Ashburn	Frusetta	Morrissey	Thompson
Baca	Gallegos	Murray	Thomson
Baldwin	Goldsmith	Napolitano	Torlakson
Battin	Havice	Ortiz	Vincent
Bordonaro	Hertzberg	Pacheco	Washington
Bowen	Honda	Papan	Wayne
Bowler	House	Perata	Wildman
Brown	Keeley	Prenter	Mr. Speaker
Caldera	Kuykendall	Richter	
Cardoza	Leach	Runner	
Cunneen	Lempert	Scott	

NOES—17

Ackerman	Granlund	McClintock	Villaraigosa
Baugh	Kaloogian	Morrow	Woods
Brewer	Leonard	Olberg	
Campbell	Margett	Oller	
Floyd	Martinez	Pringle	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1256 (Havice)—An act to amend Section 5440 of, and to add Section 5442.9 to, the Business and Professions Code, relating to outdoor advertising.

Bill read third time.

Point of Order

Assembly Member Floyd arose to the following point of order:

Assembly Member Runner arose to speak on the bill and is asking a question of the author.

Parliamentary Inquiry

Assembly Member Runner arose to the following parliamentary inquiry:

If debate has been limited to two proponents and two opponents, is a Member precluded from asking a question of the author?

Point of Order

Assembly Member Pringle arose to the following point of order:

If a Member arises to speak on a bill and wishes to ask a question of the author, the author may answer the question on the questioner's time, or the author may answer questions on his/her closing time for debate.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Havice moved a call of the Assembly.

Motion carried. Time, 2 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1532 (Shelley)—An act relating to crimes, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Shelley moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 4 (Aguiar)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 1.5 to Article XII A thereof, relating to local government finance.

Resolution read third time, and passed by the following vote:

AYES—66

Ackerman	Figueroa	Machado	Scott
Aguiar	Firestone	Margett	Shelley
Alby	Floyd	Mazzoni	Strom-Martin
Alquist	Frusetta	Migden	Sweeney
Aroner	Gallegos	Miller	Takasugi
Ashburn	Goldsmith	Morrissey	Thompson
Baca	Granlund	Morrow	Thomson
Battin	Havice	Murray	Torlakson
Baugh	Hertzberg	Napolitano	Vincent
Bordonaro	Honda	Olberg	Washington
Bowler	House	Oller	Wayne
Brewer	Kaloogian	Ortiz	Wildman
Brown	Kuehl	Pacheco	Woods
Caldera	Kuykendall	Papan	Wright
Cardenas	Leach	Perata	Mr. Speaker
Cunneen	Lempert	Poochigian	
Davis	Leonard	Prenter	

NOES—7

Baldwin	Cardoza	Richter	Villaraigosa
Campbell	Martinez	Runner	

Bill ordered transmitted to the Senate.

CAUCUS ANNOUNCEMENTS

At 2:19 p.m., Assembly Member Villaraigosa was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 2:20 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 2:35 p.m., the Assembly reconvened.

Hon. Joe Baca, Assistant Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 826 (Thomson)—An act to amend Section 1861.03 of the Insurance Code, relating to insurance.

Bill read third time, and passed by the following vote:

AYES—66

Ackerman	Firestone	Margett	Scott
Aguiar	Frusetta	Mazzoni	Shelley
Alby	Gallegos	McClintock	Strom-Martin
Alquist	Goldsmith	Miller	Sweeney
Ashburn	Granlund	Morrissey	Takasugi
Baca	Havice	Morrow	Thompson
Baldwin	Hertzberg	Murray	Thomson
Battin	Honda	Napolitano	Torlakson
Baugh	House	Olberg	Vincent
Bordonaro	Kaloogian	Oller	Washington
Bowler	Keeley	Pacheco	Wayne
Brewer	Knox	Papan	Wildman
Brown	Kuykendall	Perata	Woods
Campbell	Leach	Poochigian	Wright
Cardoza	Lempert	Prenter	Mr. Speaker
Cunneen	Leonard	Pringle	
Davis	Machado	Runner	

NOES—1

Caldera

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 826: Assembly Member Migden, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Assembly Bill No. 1120—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. 136 (Villaraigosa)—An act to repeal Section 53071 of the Government Code, and to amend Section 12026 of the Penal Code, relating to firearms.

Bill read third time.

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, 2:55 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 488 (Caldera)—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 third time.

Point of Order

Assembly Member McClintock arose to the following point of order:

That Assembly Member Caldera be called to order for making a personal attack on another Member.

Reply by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore requested that Assembly Member Caldera confine remarks to the merits of the bill.

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, 3:20 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 3:22 p.m., Hon. Mike Honda, 23rd District, presiding

ASSEMBLY BILL NO. 1342 (Napolitano)—An act to amend Sections 33333.6 and 33426.5 of the Health and Safety Code, relating to redevelopment.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Napolitano moved a call of the Assembly.

Motion carried. Time, 3:40 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 310 (Kuehl)—An act to amend Sections 12926, 12930, 12940, 12945, 12965, 12970, 12989.2, and 12993 of the Government Code, relating to discrimination.

Bill read third time.

Point of Order

Assembly Member Battin arose to the following point of order:

That Members observe civility in debate.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kuehl moved a call of the Assembly.

Motion carried. Time, 3:58 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 323 (Baca)—An act to add and repeal Sections 1520.66, 1524.6, 1538.6, and 1538.7 of the Health and Safety Code, relating to community care facilities.

Bill read third time, and passed by the following vote:

AYES—57

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Leach	Pringle
Alby	Ducheny	Leonard	Runner
Ashburn	Firestone	Margett	Scott
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Vincent
Bordonaro	Havice	Murray	Wayne
Bowen	Hertzberg	Napolitano	Woods
Bowler	Honda	Olberg	Wright
Brewer	House	Oller	Mr. Speaker
Campbell	Kaloogian	Pacheco	
Cardenas	Keeley	Papan	
Cardoza	Knox	Poochigian	

NOES—18

Alquist	Figueroa	Migden	Thomson
Aroner	Lempert	Ortiz	Villaraigosa
Brown	Machado	Perata	Wildman
Caldera	Martinez	Richter	
Escutia	Mazzoni	Strom-Martin	

Bill ordered transmitted to the Senate.

REQUEST FOR PHOTOGRAPHER

Assembly Member Napolitano was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

RECESS

By unanimous consent, at 4:06 p.m., Acting Speaker Honda declared the Assembly recessed to permit the introduction of special guests.

Assembly Members Napolitano and Richter introduced U.S. Ambassador J. Stapleton Roy, Ambassador to the Republic of Indonesia in 1996; Ambassador William Itoh, Ambassador to the Kingdom of Thailand since 1995; and Ernest Bower, President of the U.S.-ASEAN Council in Washington, D.C.

REASSEMBLED

At 4:10 p.m., the Assembly reconvened.

Hon. Mike Honda, Acting Speaker of the Assembly, presiding.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 687 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Bowler gave notice that he would move to withdraw Assembly Bill No. 687 from the Committee on Public Safety.

CONSIDERATION OF ASSEMBLY BILL NO. 172 BY UNANIMOUS CONSENT

Assembly Member Brown was granted unanimous consent to take up Assembly Bill No. 172, without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 172 (Wright)—An act to amend Section 19616.51 of, to amend and renumber Sections 19408.1, 19408.2, and 19408.3 of, and to add Section 19408.1 to, the Business and Professions Code, relating to horseracing.

Bill read third time.

Motion to Amend

Assembly Member Brown moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 370 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Oller gave notice that he would move to withdraw Assembly Bill No. 370 from the Committee on Public Safety.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 26 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Runner gave notice that he would move to withdraw Assembly Bill No. 26 from the Committee on Public Safety.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 376 (Baca)—An act to add Section 6110 to 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 Baca moved a call of the Assembly.

Motion carried. Time, 4:12 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 426 (Gallegos)—An act to amend Sections 14087.305 and 14089 of, and to add Sections 14087.306 and 14089.01 to, the Welfare and Institutions Code, relating to health services.

Bill read third time, and passed by the following vote:

AYES—65

Aguiar	Escutia	Machado	Shelley
Alby	Figueroa	Margett	Strom-Martin
Alquist	Firestone	Martinez	Sweeney
Aroner	Frusetta	Mazzoni	Takasugi
Baca	Gallegos	Migden	Thomson
Battin	Goldsmith	Miller	Torlakson
Bordonaro	Granlund	Morrissey	Villaraigosa
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brewer	Honda	Oller	Wayne
Brown	House	Pacheco	Wildman
Caldera	Kaloogian	Papan	Woods
Cardenas	Keeley	Perata	Wright
Cardoza	Knox	Poochigian	Mr. Speaker
Cunneen	Kuehl	Prenter	
Davis	Kuykendall	Richter	
Ducheny	Lempert	Scott	

NOES—7

Ackerman	Campbell	McClintock	Pringle
Baugh	Leonard	Morrow	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 426: Assembly Member Battin, from "No" to "Aye".

Bill ordered transmitted to the Senate.

At 4:15 p.m., Assistant pro Tempore Joe Baca, 62nd District, presiding

BILLS PASSED ON FILE

Assembly Bill No. 560—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 640 (Aguiar)—An act to amend, repeal, and add Section 41002 of, to add and repeal Section 46101 of, and to add and repeal Part 26.4 (commencing with Section 47650) of, the Education Code, and to add and repeal Article 18.9 (commencing with Section 749.5) of Chapter 2 of Part 1 of Division 2 of the Welfare and Institutions Code, relating to juveniles, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—69

Ackerman	Davis	Lempert	Scott
Aguiar	Ducheny	Machado	Shelley
Alby	Figueroa	Margett	Sweeney
Alquist	Firestone	Mazzoni	Takasugi
Ashburn	Frusetta	Miller	Thompson
Baca	Gallegos	Morrissey	Thomson
Battin	Goldsmith	Morrow	Torlakson
Baugh	Granlund	Murray	Villaraigosa
Bordonaro	Havice	Napolitano	Vincent
Bowen	Hertzberg	Olberg	Washington
Bowler	Honda	Oller	Wayne
Brewer	House	Ortiz	Wildman
Brown	Kaloogian	Papan	Woods
Caldera	Keeley	Perata	Wright
Campbell	Knox	Poochigian	Mr. Speaker
Cardenas	Kuehl	Prenter	
Cardoza	Kuykendall	Pringle	
Cunneen	Leach	Richter	

NOES—2

McClintock Migden

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 984 (Davis)—An act to add Section 53113.5 to the Government Code, to amend Sections 1363 and 1367 of, and to add Section 1797.114 to, the Health and Safety Code, and to add Section 10126.6 to the Insurance Code, relating to emergency "911" telephone systems.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Davis moved a call of the Assembly.

Motion carried. Time, 4:20 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1096 (Martinez)—An act to amend Sections 309.5, 583, and 584 of the Public Utilities Code, relating to the Public Utilities Commission.

Bill read third time, and passed by the following vote:

AYES—69

Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Frusetta	Mazzoni	Strom-Martin
Baca	Gallegos	Migden	Thomson
Battin	Goldsmith	Miller	Torlakson
Baugh	Granlund	Morrissey	Villaraigosa
Bordonaro	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Bowler	Honda	Olberg	Wayne
Brown	House	Oller	Wildman
Caldera	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cunneen	Kuykendall	Poochigian	
Davis	Lempert	Prenter	

NOES—5

Ackerman	Morrow	Thompson
McClintock	Pringle	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1507 (Cardoza)—An act to add Article 7 (commencing with Section 15373.100) to Chapter 2.5 of Part 6.7 of Division 3 of Title 2 of, and to repeal Chapter 1.9 (commencing with Section 65055) of Division 1 of Title 7 of, the Government Code, relating to economic development.

Bill read third time, and passed by the following vote:

AYES—52

Alquist	Figueroa	Lempert	Shelley
Aroner	Firestone	Machado	Strom-Martin
Baca	Frusetta	Martinez	Sweeney
Battin	Gallegos	Mazzoni	Thomson
Bowen	Goldsmith	Migden	Torlakson
Brewer	Granlund	Murray	Villaraigosa
Brown	Havice	Napolitano	Vincent
Caldera	Hertzberg	Ortiz	Washington
Cardenas	Honda	Papan	Wayne
Cardoza	Kaloogian	Perata	Wildman
Davis	Keeley	Prenter	Woods
Ducheny	Knox	Richter	Wright
Escutia	Kuehl	Scott	Mr. Speaker

NOES—27

Ackerman	Bowler	Margett	Pacheco
Aguiar	Campbell	McClintock	Poochigian
Alby	Cunneen	Miller	Pringle
Ashburn	House	Morrissey	Runner
Baldwin	Kuykendall	Morrow	Takasugi
Baugh	Leach	Olberg	Thompson
Bordonaro	Leonard	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1507: Assembly Member Oller, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1511 (**Olberg**)—An act to add Section 17040.10 to the Education Code, relating to education.

Bill read third time, and passed by the following vote:

AYES—73

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Runner
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Sweeney
Baca	Gallegos	Migden	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Thomson
Baugh	Havice	Morrow	Torlakson
Bordonaro	Hertzberg	Murray	Vincent
Bowen	Honda	Napolitano	Washington
Bowler	House	Olberg	Wayne
Brewer	Kaloogian	Oller	Wildman
Brown	Keeley	Ortiz	Woods
Caldera	Knox	Pacheco	Wright
Campbell	Kuehl	Papan	Mr. Speaker
Cardenas	Kuykendall	Perata	
Cardoza	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—1

Martinez

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1173 (**Olberg**)—An act to amend Sections 11100, 11100.1, 11103, 11106, 11107, and 11107.1 of, and to add Section 11106.5 to, the Health and Safety Code, relating to controlled substances.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Frusetta	McClintock	Sweeney
Baca	Gallegos	Migden	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Thomson
Baugh	Havice	Morrow	Torlakson
Bordonaro	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Pacheco	Woods
Campbell	Kuehl	Papan	Wright
Cardenas	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1303 (Miller)—An act to amend Sections 19.8, 266h, 266i, 290, 290.2, and 290.5 of, and to amend Section 5328.2 of the Welfare and Institutions Code, relating to sex offenders.

Bill read third time, and passed by the following vote:

AYES—71

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Pringle
Alquist	Figueroa	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Frusetta	Martinez	Strom-Martin
Baldwin	Gallegos	Mazzoni	Sweeney
Battin	Goldsmith	McClintock	Takasugi
Baugh	Granlund	Miller	Thompson
Bordonaro	Havice	Morrissey	Thomson
Bowen	Hertzberg	Morrow	Torlakson
Bowler	Honda	Murray	Vincent
Brewer	House	Napolitano	Washington
Brown	Kaloogian	Olberg	Wayne
Caldera	Keeley	Oller	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Mr. Speaker
Cardoza	Kuykendall	Perata	

NOES—5

Aroner	Ortiz	Wright
Migden	Villaraigosa	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 4 (Bordonaro)—An act to add Section 12022.53 to the Penal Code, relating to sentencing.

Bill read third time, and passed by the following vote:

AYES—74

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Miller	Sweeney
Battin	Goldsmith	Morrissey	Takasugi
Baugh	Havice	Morrow	Thompson
Bordonaro	Hertzberg	Murray	Thomson
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Pacheco	Woods
Campbell	Kuehl	Papan	Wright
Cardenas	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—1

Migden

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 4: Assembly Member Kuehl, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 6 (Bowler)—An act to amend Section 11055 of the Health and Safety Code, relating to controlled substances, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Scott
Ashburn	Firestone	Martinez	Shelley
Baca	Frusetta	Mazzoni	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Mr. Speaker
Cardoza	Kuykendall	Perata	
Cunneen	Leach	Poochigian	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Scott
Ashburn	Firestone	Martinez	Shelley
Baca	Frusetta	Mazzoni	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Mr. Speaker
Cardoza	Kuykendall	Perata	
Cunneen	Leach	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 23 (Perata)—An act to amend Sections 245, 12022, 12022.5, 12276.5, 12280, and 12285 of, to add Chapter 2.7 (commencing with Section 12330) to Title 2 of Part 4 of, and to repeal and add Section 12276 of, the Penal Code, relating to firearms.

Bill read third time.

Motion to Amend

Assembly Member Cardoza moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Aguiar arose to the following point of order:

That Assembly Member Cardoza limit debate to the merits of the proposed amendments.

The question being on the adoption of Cardoza amendments to Assembly Bill No. 23.

Amendments adopted; bill ordered reprinted and to be returned to the third reading file.

ASSEMBLY BILL NO. 67 (Escutia)—An act to amend Section 14132.95 of, and to add Section 12305.6 to, the Welfare and Institutions Code, relating to public social services, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—69

Aguiar	Escutia	Margett	Scott
Alby	Figueroa	Martinez	Shelley
Alquist	Firestone	Mazzoni	Strom-Martin
Aroner	Frusetta	Migden	Sweeney
Ashburn	Gallegos	Miller	Takasugi
Baca	Granlund	Morrissey	Thomson
Battin	Havice	Morrow	Torlakson
Bordonaro	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Bowler	Kaloogian	Olberg	Washington
Brown	Keeley	Oller	Wayne
Caldera	Knox	Ortiz	Wildman
Campbell	Kuehl	Pacheco	Woods
Cardenas	Kuykendall	Papan	Wright
Cardoza	Leach	Perata	Mr. Speaker
Cunneen	Lempert	Poochigian	
Davis	Leonard	Prenter	
Ducheny	Machado	Richter	

NOES—5

Ackerman	McClintock	Thompson
House	Pringle	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—69

Aguiar	Escutia	Margett	Scott
Alby	Figueroa	Martinez	Shelley
Alquist	Firestone	Mazzoni	Strom-Martin
Aroner	Frusetta	Migden	Sweeney
Ashburn	Gallegos	Miller	Takasugi
Baca	Granlund	Morrissey	Thomson
Battin	Havice	Morrow	Torlakson
Bordonaro	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Bowler	Kaloogian	Olberg	Washington
Brown	Keeley	Oller	Wayne
Caldera	Knox	Ortiz	Wildman
Campbell	Kuehl	Pacheco	Woods
Cardenas	Kuykendall	Papan	Wright
Cardoza	Leach	Perata	Mr. Speaker
Cunneen	Lempert	Poochigian	
Davis	Leonard	Prenter	
Ducheny	Machado	Richter	

NOES—5

Ackerman	McClintock	Thompson
House	Pringle	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 82 (Villaraigosa)—An act to amend Section 7103 of the Government Code, and to amend Sections 17052.15, 17053.10, 17053.17, 17233, 17266, 17276.2, 23612.6, 12623.5, 23625, 24356.4, 24385, and 24416.2 of the Revenue and Taxation Code, relating to economic development, to take effect immediately, tax levy.

Bill read third time, and passed by the following vote:

AYES—71

Aguiar	Davis	Leonard	Prenter
Alby	Ducheny	Machado	Pringle
Alquist	Escutia	Margett	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Granlund	Miller	Thompson
Baugh	Havice	Morrissey	Thomson
Bordonaro	Hertzberg	Morrow	Torlakson
Bowen	Honda	Murray	Villaraigosa
Bowler	House	Napolitano	Vincent
Brewer	Keeley	Olberg	Washington
Brown	Knox	Ortiz	Wayne
Caldera	Kuehl	Pacheco	Wildman
Cardenas	Kuykendall	Papan	Wright
Cardoza	Leach	Perata	Mr. Speaker
Cunneen	Lempert	Poochigian	

NOES—4

Ackerman	Kaloogian	Oller	Woods

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 83 (Villaraigosa)—An act to amend Section 17041 of, and to add Sections 17053.33 and 17053.34 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 Villaraigosa 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.

At 4:47 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

CONSIDERATION OF ASSEMBLY BILL NO. 42 BY UNANIMOUS CONSENT

Assembly Member Murray was granted unanimous consent to take up Assembly Bill No. 42, out of order.

ASSEMBLY BILL NO. 42 (Murray)—An act to amend Sections 166 and 273.6 of the Penal Code, relating to protective orders.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Davis	Machado	Runner
Aguiar	Ducheny	Margett	Scott
Alby	Escutia	Martinez	Shelley
Alquist	Figueroa	Mazzoni	Strom-Martin
Aroner	Firestone	McClintock	Sweeney
Ashburn	Frusetta	Migden	Takasugi
Baca	Gallegos	Miller	Thompson
Baldwin	Granlund	Morrissey	Thomson
Battin	Havice	Morrow	Torlakson
Baugh	Hertzberg	Murray	Villaraigosa
Bordonaro	Honda	Napolitano	Vincent
Bowen	House	Olberg	Washington
Bowler	Kaloogian	Oller	Wayne
Brewer	Keeley	Ortiz	Wildman
Brown	Knox	Pacheco	Woods
Caldera	Kuehl	Papan	Wright
Campbell	Kuykendall	Perata	Mr. Speaker
Cardenas	Leach	Poochigian	
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 45 BY UNANIMOUS CONSENT

Assembly Member Murray was granted unanimous consent to take up Assembly Bill No. 45, out of order.

ASSEMBLY BILL NO. 45 (**Murray**)—An act to amend Sections 136.2, 273.5, and 1269c of the Penal Code, relating to domestic violence.

Bill read third time, and passed by the following vote:

AYES—76

Ackerman	Cunneen	Lempert	Prenter
Aguiar	Davis	Leonard	Pringle
Alby	Ducheny	Machado	Richter
Alquist	Escutia	Margett	Runner
Aroner	Figueroa	Martinez	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Frusetta	Migden	Strom-Martin
Baldwin	Gallegos	Miller	Sweeney
Battin	Granlund	Morrissey	Takasugi
Baugh	Havice	Morrow	Thompson
Bordonaro	Hertzberg	Murray	Thomson
Bowen	Honda	Napolitano	Torlakson
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker

NOES—1

McClintock

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 45: Assembly Member Ackerman, from "No" to "Aye".

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 115 (**Havice**)—An act to amend Section 667.5 of the Penal Code, relating to sentencing.

Bill read third time.

Motion to Amend by Assembly Member Olberg—Set 1

Assembly Member Olberg moved the adoption of amendments.

Amendments read.

Motion to Table Olberg Amendments to Assembly Bill No. 115—Set 1

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Olberg to Assembly Bill No. 115—Set 1 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—38

Alquist	Figueroa	Migden	Torlakson
Aroner	Gallegos	Murray	Villaraigosa
Baca	Havice	Napolitano	Vincent
Bowen	Hertzberg	Ortiz	Washington
Brown	Honda	Perata	Wayne
Caldera	Keeley	Scott	Wildman
Cardoza	Knox	Shelley	Wright
Davis	Kuehl	Strom-Martin	Mr. Speaker
Ducheny	Lempert	Sweeney	
Escutia	Mazzoni	Thomson	

NOES—36

Ackerman	Campbell	Leach	Pacheco
Aguiar	Cunneen	Leonard	Poochigian
Alby	Firestone	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Richter
Battin	Granlund	Morrissey	Runner
Bordonaro	House	Morrow	Takasugi
Bowler	Kaloogian	Olberg	Thompson
Brewer	Kuykendall	Oller	Woods

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 the Villaraigosa motion to table Olberg amendments to Assembly Bill No. 115—Set 1.

Motion to Amend by Assembly Member Oller—Set 2

Assembly Member Oller moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Villaraigosa arose to the following point of order: That the amendments offered by Assembly Member Oller to Assembly Bill No. 115 are not germane to the bill.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken; that the amendments offered by Assembly Member Oller to Assembly Bill No. 115 are not germane to the bill.

Motion to Table Oller Amendments to Assembly Bill No. 115—Set 2

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Oller to Assembly Bill No. 115—Set 2 be laid upon the table.

Assembly Member Sweeney seconded the motion.

Motion carried by the following vote:

AYES—38

Alquist	Gallegos	Migden	Thomson
Aroner	Havice	Murray	Torlakson
Baca	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Ortiz	Vincent
Caldera	Keeley	Papan	Washington
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Martinez	Strom-Martin	
Figueroa	Mazzoni	Sweeney	

NOES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

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 the Villaraigosa motion to table Oller amendments to Assembly Bill No. 115—Set 2.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Ashburn	Firestone	Martinez	Scott
Baca	Frusetta	Mazzoni	Shelley
Baldwin	Gallegos	McClintock	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	Havice	Morrow	Thompson
Bowen	Hertzberg	Murray	Thomson
Bowler	Honda	Napolitano	Torlakson
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

NOES—2

Migden	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 122 (Brown)—An act to amend Sections 53, 17250, and 24349 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—76

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Ashburn	Floyd	Martinez	Scott
Baca	Frusetta	Mazzoni	Shelley
Baldwin	Gallegos	McClintock	Strom-Martin
Battin	Goldsmith	Migden	Sweeney
Baugh	Granlund	Miller	Takasugi
Bordonaro	Havice	Morrissey	Thomson
Bowen	Hertzberg	Morrow	Torlakson
Bowler	Honda	Murray	Villaraigosa
Brewer	House	Napolitano	Vincent
Brown	Kaloogian	Olberg	Washington
Caldera	Keeley	Oller	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 130—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 168 (Torlakson)—An act to amend Sections 12206, 17058, and 23610.5 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—78

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Wayne
Brown	Kaloogian	Oller	Wildman
Caldera	Keeley	Ortiz	Woods
Campbell	Knox	Pacheco	Wright
Cardenas	Kuehl	Papan	Mr. Speaker
Cardoza	Kuykendall	Perata	
Cunneen	Leach	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 278 (Escutia)—An act to amend Sections 39606, 39655, 39660, 39662, 40451, and 116365 of, and to add Sections 25502.5, 39606.1, 39618, 39662.5, 39662.6, and 41514.9 to, the Health and Safety Code, relating to environmental protection.

Bill read third time.

Motion to Amend

Assembly Member Escutia moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 257 (Villaraigosa)—An act to amend Sections 12920, 12921, 12926, 12930, 12931, 12935, 12940, 12944, 12955, 12955.8, and 12993 of the Government Code, and to repeal Section 1102.1 of the Labor Code, relating to fair employment and housing.

Bill read third time.

Request for Time to Debate

Assembly Member Baldwin requested unanimous consent to debate after 2 Members had been recognized to speak in opposition, pursuant to the agreement to limit debate.

Point of Order

Assembly Member Pringle arose to the following point of order:

Assembly Member Floyd was recognized to speak in opposition to Assembly Bill No. 257 and later spoke in support; therefore, it is appropriate that one other Member be recognized to speak in opposition.

Point of Order

Assembly Member Martinez arose to the following point of order:

In recognition of the deadline of Friday, June 6, 1997, for the Assembly to pass Assembly bills, debate must be limited pursuant to the agreement to limit debate.

Parliamentary Inquiry

Assembly Member Mazzoni arose to the following parliamentary inquiry:

Is it not the protocol of the House that Members state their position in support or opposition of a measure when they are recognized to debate?

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the points of order well-taken; and advised the Members to state their position when recognized to debate.

Time for Debate Granted

Assembly Member Baldwin was granted additional time for debate.

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 Villaraigosa moved a call of the Assembly.

Motion carried. Time, 5:29 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 293 (Cunneen)—An act to amend Section 12022.6 of the Penal Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Wayne
Brown	Kaloogian	Oller	Wildman
Caldera	Keeley	Ortiz	Woods
Campbell	Knox	Pacheco	Wright
Cardenas	Kuehl	Papan	Mr. Speaker
Cardoza	Kuykendall	Perata	
Cunneen	Leach	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 301 (Cunneen)—An act to add Article 10 (commencing with Section 87880) to Chapter 3 of Part 51 of the Education Code, relating to community colleges.

Bill read third time, and passed by the following vote:

AYES—69

Ackerman	Escutia	Leonard	Runner
Aguiar	Figueroa	Machado	Scott
Alquist	Firestone	Margett	Shelley
Aroner	Floyd	Martinez	Strom-Martin
Ashburn	Frusetta	Mazzoni	Sweeney
Baca	Gallegos	McClintock	Takasugi
Baldwin	Goldsmith	Migden	Thomson
Battin	Granlund	Miller	Torlakson
Bordonaro	Havice	Morrissey	Villaraigosa
Bowen	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Caldera	Kaloogian	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Wright
Cardoza	Knox	Papan	Mr. Speaker
Cunneen	Kuehl	Perata	
Davis	Kuykendall	Prenter	
Ducheny	Lempert	Richter	

NOES—7

Alby	Campbell	Oller	Thompson
Baugh	Morrow	Pringle	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 319 (Machado)—An act relating to fire protection, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Machado moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 321 (Bordonaro)—An act to add Section 20408.5 to, and to repeal Section 20411 of, the Government Code, relating to public employees.

Bill read third time, and passed by the following vote:

AYES—64

Aguiar	Ducheny	Leach	Prenter
Alby	Escutia	Lempert	Richter
Alquist	Figueroa	Leonard	Scott
Aroner	Firestone	Machado	Shelley
Ashburn	Frusetta	Margett	Strom-Martin
Baca	Gallegos	Martinez	Sweeney
Baugh	Goldsmith	Mazzoni	Takasugi
Bordonaro	Granlund	Migden	Thompson
Bowen	Havice	Miller	Thomson
Bowler	Hertzberg	Morrissey	Torlakson
Brown	Honda	Morrow	Vincent
Campbell	House	Murray	Wayne
Cardenas	Keeley	Napolitano	Wildman
Cardoza	Knox	Ortiz	Woods
Cunneen	Kuehl	Papan	Wright
Davis	Kuykendall	Perata	Mr. Speaker

NOES—8

Ackerman	Brewer	Kaloogian	Oller
Battin	Caldera	McClintock	Pacheco

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 381 (Takasugi)—An act to amend Section 120335 of the Health and Safety Code, relating to communicable disease.

Bill read third time, and passed by the following vote:

AYES—79

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Wright
Cardoza	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL 411 (Wayne)—An act to amend Sections 115880, 115885, and 115915 of the Health and Safety Code, relating to public beaches.

Bill read third time, and passed by the following vote:

AYES—53

Alquist	Figueroa	Martinez	Sweeney
Aroner	Firestone	Mazzoni	Thompson
Baca	Frusetta	Migden	Thomson
Bordonaro	Gallegos	Murray	Torlakson
Bowen	Goldsmith	Napolitano	Villaraigosa
Brewer	Havice	Ortiz	Vincent
Brown	Hertzberg	Pacheco	Washington
Caldera	Honda	Papan	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Prenter	Wright
Cunneen	Kuehl	Richter	Mr. Speaker
Davis	Kuykendall	Scott	
Ducheny	Lempert	Shelley	
Escutia	Machado	Strom-Martin	

NOES—26

Ackerman	Bowler	Margett	Poochigian
Aguiar	Campbell	McClintock	Pringle
Alby	Granlund	Miller	Runner
Ashburn	House	Morrissey	Takasugi
Baldwin	Kaloogian	Morrow	Woods
Battin	Leach	Olberg	
Baugh	Leonard	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 411: Assembly Member Ashburn, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 424 (Baldwin)—An act to add Section 67601 to, and to repeal Section 67600 of, the Education Code, relating to postsecondary education.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Martinez moved a call of the Assembly.

Motion carried. Time, 5:51 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 459 (Firestone)—An act to add and repeal Article 6 (commencing with Section 112290) of Chapter 5 of Part 6 of Division 104 of the Health and Safety Code, relating to food.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Frusetta	McClintock	Sweeney
Baca	Gallegos	Migden	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Thomson
Baugh	Havice	Morrow	Torlakson
Bordonaro	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Pacheco	Woods
Campbell	Kuehl	Papan	Wright
Cardenas	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 490 (Ashburn)—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—67

Ackerman	Cardoza	Leach	Pringle
Aguiar	Cunneen	Lempert	Richter
Alby	Davis	Leonard	Runner
Alquist	Ducheny	Machado	Scott
Ashburn	Escutia	Margett	Strom-Martin
Baca	Figueroa	Martinez	Sweeney
Baldwin	Firestone	McClintock	Takasugi
Battin	Frusetta	Miller	Thompson
Baugh	Gallegos	Morrissey	Thomson
Bordonaro	Goldsmith	Morrow	Torlakson
Bowen	Granlund	Murray	Vincent
Bowler	Havice	Napolitano	Wayne
Brewer	Hertzberg	Olberg	Wildman
Brown	House	Oller	Woods
Caldera	Kaloogian	Pacheco	Wright
Campbell	Knox	Perata	Mr. Speaker
Cardenas	Kuykendall	Poochigian	

NOES—5

Aroner	Kuehl	Villaraigosa
Floyd	Migden	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 492 (Keeley)—An act to amend Section 98.7 of, and to add Section 1105.5 to, the Labor Code, relating to employment.

Bill read third time.

Point of Information

Assembly Member Firestone arose to the following point of information:

The Republican analysis of Assembly Bill No. 492 is in error.

Parliamentary Inquiry

Assembly Member Martinez arose to the following parliamentary inquiry:

If the measure is not taken up today will the measure be passed on file?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the measure will be taken up for consideration today or passed on file.

Assembly Bill No. 492 Passed Temporarily

By unanimous consent Assembly Bill No. 492 was passed temporarily.

ASSEMBLY BILL NO. 494 (Migden)—An act to amend Sections 1024, 1731, and 1734 of the Labor Code, relating to public works.

Bill read third time, and passed by the following vote:

AYES—48

Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Floyd	Mazzoni	Sweeney
Baca	Frusetta	Migden	Takasugi
Bowen	Gallegos	Morrissey	Thomson
Brown	Havice	Murray	Torlakson
Caldera	Hertzberg	Napolitano	Villaraigosa
Cardenas	Honda	Ortiz	Vincent
Cardoza	Keeley	Papan	Washington
Cunneen	Knox	Perata	Wayne
Davis	Kuehl	Prenter	Wildman
Ducheny	Lempert	Scott	Wright
Escutia	Machado	Shelley	Mr. Speaker

NOES—32

Ackerman	Bowler	Kuykendall	Oller
Aguiar	Brewer	Leach	Pacheco
Alby	Campbell	Leonard	Poochigian
Ashburn	Firestone	Margett	Pringle
Baldwin	Goldsmith	McClintock	Richter
Battin	Granlund	Miller	Runner
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	Woods

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 494: Assembly Member Oller, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 513 (Hertzberg)—An act to amend Section 11370.4 of the Health and Safety Code, relating to controlled substances.

Bill read third time, and passed by the following vote:

AYES—74

Ackerman	Davis	Leach	Prenter
Aguiar	Ducheny	Lempert	Pringle
Alby	Escutia	Leonard	Runner
Alquist	Figueroa	Machado	Scott
Ashburn	Firestone	Margett	Shelley
Baca	Floyd	Martinez	Strom-Martin
Baldwin	Frusetta	Mazzoni	Sweeney
Battin	Gallegos	Miller	Takasugi
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Thomson
Bowen	Havice	Murray	Torlakson
Bowler	Hertzberg	Napolitano	Villaraigosa
Brewer	Honda	Olberg	Vincent
Brown	House	Oller	Wayne
Caldera	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cunneen	Kuykendall	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 532 (Knox)—An act to amend Sections 12070, 12072, 12076, 12077, 12082, and 12084 of the Penal Code, relating to firearms.

Bill read third time.

Motion to Amend

Assembly Member Knox moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

BILLS PASSED ON FILE

Assembly Bills Nos. 566 and **629**—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 641 (Aroner)—An act to amend Sections 46010 and 48205 of the Education Code, relating to pupils.

Bill read third time, and passed by the following vote:

AYES—49

Alquist	Figueroa	Machado	Strom-Martin
Aroner	Floyd	Martinez	Takasugi
Baca	Frusetta	Mazzoni	Thomson
Bowen	Gallegos	Migden	Torlakson
Brown	Havice	Morrissey	Villaraigosa
Caldera	Hertzberg	Murray	Vincent
Campbell	Honda	Napolitano	Wayne
Cardenas	House	Ortiz	Wildman
Cardoza	Keeley	Pacheco	Wright
Cunneen	Knox	Papan	Mr. Speaker
Davis	Kuehl	Perata	
Ducheny	Leach	Scott	
Escutia	Lempert	Shelley	

NOES—25

Ackerman	Bordonaro	McClintock	Pringle
Aguiar	Bowler	Miller	Runner
Alby	Brewer	Morrow	Thompson
Ashburn	Goldsmith	Olberg	Woods
Baldwin	Granlund	Oller	
Battin	Kaloogian	Poochigian	
Baugh	Leonard	Prenter	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 645 (Escutia)—An act to amend Section 208 of, and to amend and repeal Section 667.61 of, the Penal Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Frusetta	McClintock	Sweeney
Baca	Gallegos	Migden	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Thomson
Baugh	Havice	Morrow	Torlakson
Bordonaro	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Wayne
Brewer	Kaloogian	Oller	Wildman
Brown	Keeley	Ortiz	Woods
Caldera	Knox	Pacheco	Wright
Campbell	Kuehl	Papan	Mr. Speaker
Cardenas	Kuykendall	Perata	
Cardoza	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 651 (Lempert)—An act to amend Section 1463.22 of, and to add Section 1463.30 to, the Penal Code, relating to motor vehicles.

Bill read third time, and passed by the following vote:

AYES—42

Alquist	Figueroa	McClintock	Thomson
Aroner	Frusetta	Migden	Torlakson
Baca	Gallegos	Murray	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Brown	Hertzberg	Ortiz	Washington
Caldera	Honda	Papan	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Scott	Wright
Cunneen	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Mazzoni	Sweeney	

NOES—35

Ackerman	Brewer	Leach	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Firestone	Margett	Prenter
Ashburn	Floyd	Martinez	Pringle
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	Woods
Bowler	Kuykendall	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 652 (Napolitano)—An act to amend Section 20057 of, and to add Sections 20619 and 20620 to, the Government Code, relating to public employees.

Bill read third time, and passed by the following vote:

AYES—44

Alquist	Escutia	Machado	Strom-Martin
Aroner	Figueroa	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Bowen	Gallegos	Migden	Torlakson
Bowler	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker

NOES—35

Ackerman	Campbell	Leach	Pacheco
Aguiar	Cunneen	Leonard	Poochigian
Alby	Firestone	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	Woods
Brewer	Kuykendall	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 670 (Mazzoni)—An act to amend Sections 41332, 41335, 52122, 52123, and 52128 of, to add and repeal Chapter 19 (commencing with Section 17200) to Part 10 of, and to repeal Chapter 23 (commencing with Section 17770) of Part 10 of, the Education Code, relating to class size reduction, 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 Thompson moved a call of the Assembly.

Motion carried. Time, 6:20 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 696 (Aroner)—An act to add Chapter 5.8 (commencing with Section 18340) to Part 6 of Division 9 of the Welfare and Institutions Code, relating to human services, 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 Aroner moved a call of the Assembly.

Motion carried. Time, 6:22 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. 705—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 732 (Granlund)—An act to add Section 14085.56 to the Welfare and Institutions Code, relating to human services.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Wayne
Brewer	Kaloogian	Ortiz	Wildman
Brown	Keeley	Pacheco	Woods
Caldera	Knox	Papan	Wright
Campbell	Kuehl	Perata	Mr. Speaker
Cardenas	Kuykendall	Poochigian	
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 741—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 760 (Migden)—An act to amend Section 1370.4 of the Health and Safety Code, and to amend Section 10145.3 of the Insurance Code, relating to health coverage.

Bill read third time, and passed by the following vote:

AYES—53

Aguiar	Ducheny	Machado	Sweeney
Alquist	Escutia	Martinez	Takasugi
Aroner	Figueroa	Mazzoni	Thomson
Baca	Floyd	Migden	Torlakson
Battin	Frusetta	Morrissey	Villaraigosa
Bordonaro	Gallegos	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Brewer	Hertzberg	Ortiz	Wayne
Brown	Honda	Papan	Wildman
Caldera	House	Perata	Wright
Cardenas	Keeley	Prenter	Mr. Speaker
Cardoza	Knox	Scott	
Cunneen	Kuehl	Shelley	
Davis	Lempert	Strom-Martin	

NOES—17

Ackerman	Granlund	Olberg	Thompson
Ashburn	Kaloogian	Oller	Woods
Baldwin	Leonard	Poochigian	
Baugh	McClintock	Pringle	
Campbell	Morrow	Runner	

Bill ordered transmitted to the Senate.

At 6:35 p.m., Hon. Martha M. Escutia, 50th District, presiding

BILLS PASSED ON FILE

Assembly Bill No. 762—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 780 (Campbell)—An act to amend Section 626.8 of the Penal Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—74

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Ashburn	Firestone	Martinez	Scott
Baca	Frusetta	Mazzoni	Shelley
Baldwin	Gallegos	McClintock	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Wayne
Brown	Kaloogian	Oller	Wildman
Caldera	Keeley	Ortiz	Woods
Campbell	Knox	Pacheco	Wright
Cardenas	Kuehl	Papan	Mr. Speaker
Cardoza	Kuykendall	Perata	
Cunneen	Leach	Poochigian	

NOES—2

Floyd	Migden

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 822 (Aroner)—An act to amend Sections 11331.5, 11332.7, and 11333.7 of, and to add Section 11251.4 to, the Welfare and Institutions Code, relating to human services, 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 Aroner 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.

ASSEMBLY BILL NO. 863 (Pringle)—An act to add Chapter 16 (commencing with Section 53010) to Part 28 of the Education Code, relating to education.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—2

Floyd	McClintock

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 864—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 870 (Hertzberg)—An act to amend Section 368 of, and to add Section 13515 to, the Penal Code, relating to crime prevention.

Bill read third time, and passed by the following vote:

AYES—69

Aguiar	Ducheny	Lempert	Scott
Alby	Escutia	Machado	Shelley
Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Firestone	Mazzoni	Sweeney
Ashburn	Frusetta	Migden	Takasugi
Baca	Gallegos	Miller	Thomson
Baldwin	Goldsmith	Morrissey	Torlakson
Battin	Granlund	Morrow	Villaraigosa
Baugh	Havice	Murray	Vincent
Bordonaro	Hertzberg	Napolitano	Washington
Bowen	Honda	Oller	Wayne
Brown	House	Ortiz	Wildman
Caldera	Kaloogian	Pacheco	Woods
Campbell	Keeley	Papan	Wright
Cardenas	Knox	Perata	Mr. Speaker
Cardoza	Kuehl	Poochigian	
Cunneen	Kuykendall	Prenter	
Davis	Leach	Richter	

NOES—4

Ackerman	Bowler	Floyd	McClintock

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 870: Assembly Member Ashburn, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 899 (Napolitano)—An act to add and repeal Article 4 (commencing with Section 15350) of Chapter 1 of Part 6.7 of Division 3 of Title 2 of the Government Code, relating to economic development.

Bill read third time, and passed by the following vote:

AYES—46

Alby	Frusetta	Migden	Takasugi
Alquist	Gallegos	Morrissey	Thomson
Aroner	Havice	Murray	Torlakson
Baca	Hertzberg	Napolitano	Villaraigosa
Brown	Honda	Ortiz	Vincent
Caldera	Keeley	Papan	Wayne
Cardenas	Knox	Perata	Wildman
Cardoza	Kuehl	Richter	Woods
Davis	Lempert	Scott	Wright
Ducheny	Machado	Shelley	Mr. Speaker
Escutia	Martinez	Strom-Martin	
Figueroa	Mazzoni	Sweeney	

NOES—30

Ackerman	Brewer	Kuykendall	Oller
Aguiar	Campbell	Leach	Poochigian
Ashburn	Cunneen	Leonard	Prenter
Baldwin	Firestone	Margett	Pringle
Battin	Floyd	McClintock	Runner
Baugh	Granlund	Miller	Thompson
Bordonaro	House	Morrow	
Bowler	Kaloogian	Olberg	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 899: Assembly Member Takasugi, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 932 (Figueroa)—An act to add Section 15364.75 to the Government Code, relating to trade and commerce.

Bill read third time, and passed by the following vote:

AYES—45

Alquist	Floyd	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Baca	Goldsmith	Miller	Villaraigosa
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Caldera	Honda	Ortiz	Wayne
Cardenas	Keeley	Papan	Wildman
Cardoza	Knox	Perata	Wright
Davis	Kuehl	Richter	Mr. Speaker
Ducheny	Lempert	Shelley	
Escutia	Machado	Strom-Martin	
Figueroa	Martinez	Sweeney	

NOES—33

Ackerman	Brewer	Leach	Poochigian
Aguiar	Campbell	Leonard	Pringle
Alby	Cunneen	Margett	Runner
Ashburn	Firestone	McClintock	Takasugi
Baldwin	Frusetta	Morrissey	Thompson
Battin	Granlund	Morrow	Woods
Baugh	House	Olberg	
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 932: Assembly Member Prenter from "No" to "Not Voting".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 950 (Davis)—An act to add Section 647.7 to the Penal Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—63

Aguiar	Ducheny	Kuykendall	Prenter
Alby	Escutia	Leach	Scott
Alquist	Figueroa	Lempert	Shelley
Ashburn	Firestone	Leonard	Strom-Martin
Baca	Floyd	Machado	Sweeney
Battin	Frusetta	Martinez	Thomson
Baugh	Gallegos	Mazzoni	Torlakson
Bowen	Goldsmith	McClintock	Villaraigosa
Bowler	Granlund	Miller	Vincent
Brown	Havice	Morrissey	Washington
Caldera	Hertzberg	Morrow	Wayne
Campbell	Honda	Napolitano	Wildman
Cardenas	House	Oller	Woods
Cardoza	Kaloogian	Pacheco	Wright
Cunneen	Keeley	Papan	Mr. Speaker
Davis	Knox	Perata	

NOES—7

Ackerman	Brewer	Migden	Thompson
Bordonaro	Kuehl	Takasugi	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 950: Assembly Member Migden, from "Aye" to "No".

Bill ordered transmitted to the Senate.

REQUEST TO DISPENSE WITH CALL OF THE ASSEMBLY

Assembly Member Villaraigosa requested unanimous consent to dispense with the Call of the Assembly on Assembly Bill No. 257.

Assembly Member Pringle withheld unanimous consent.

ACTION RESCINDED ON ASSEMBLY BILL NO. 1027

Assembly Member Caldera was granted unanimous consent to rescind the action whereby earlier this day Assembly Bill No. 1027 was placed upon the inactive file (Assembly Journal, page 2282).

Further Consideration of Assembly Bill No. 1027

ASSEMBLY BILL NO. 1027 (Caldera)—An act to amend Section 51283 of, and to add Section 15615.5 to, the Government Code, and to amend Sections 255, 273, 273.5, 275, 275.5, 276, 430.5, 441, 454, 468, 741, 742, 743, 748, 833, and 1603 of, to add Sections 401.2, 401.13, 726, 1609.2, and 1616 to, and to add Article 5 (commencing with Section 5190) to Chapter 5 of Part 9 of Division 1 of, the Revenue and Taxation Code, relating to taxation.

Bill read third time.

Motion to Amend

Assembly Member Caldera 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 ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 954 (Martinez)—An act to amend Section 87482.5 of the Education Code, relating to community colleges.

Bill read third time, and passed by the following vote:

AYES—42

Alquist	Figueroa	Martinez	Thomson
Aroner	Floyd	Mazzoni	Torlakson
Baca	Gallegos	Migden	Villaraigosa
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Caldera	Honda	Ortiz	Wayne
Cardenas	Keeley	Papan	Wildman
Cardoza	Knox	Perata	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Machado	Sweeney	

NOES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Runner
Ashburn	Frusetta	Miller	Scott
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 956—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 993 (Perata)—An act to add Section 6364.5 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and passed by the following vote:

AYES—73

Ackerman	Cunneen	Kuykendall	Pringle
Aguiar	Davis	Leach	Runner
Alby	Ducheny	Lempert	Scott
Alquist	Escutia	Leonard	Shelley
Aroner	Figueroa	Machado	Strom-Martin
Ashburn	Firestone	Martinez	Sweeney
Baca	Floyd	Mazzoni	Takasugi
Baldwin	Frusetta	McClintock	Thompson
Battin	Gallegos	Migden	Torlakson
Baugh	Goldsmith	Miller	Villaraigosa
Bordonaro	Granlund	Morrissey	Washington
Bowen	Havice	Morrow	Wayne
Bowler	Hertzberg	Napolitano	Wildman
Brewer	Honda	Oller	Woods
Brown	House	Ortiz	Wright
Caldera	Kaloogian	Pacheco	Mr. Speaker
Campbell	Keeley	Perata	
Cardenas	Knox	Poochigian	
Cardoza	Kuehl	Prenter	

NOES—None

At 7:09 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 1021—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1056 (Mazzoni)—An act to repeal, add and repeal Chapter 6.1 (commencing with Section 52050) of Part 28 of the Education Code, relating to education, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—73

Ackerman	Davis	Leach	Prenter
Aguiar	Ducheny	Lempert	Pringle
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Vincent
Bordonaro	Havice	Murray	Washington
Bowen	Hertzberg	Napolitano	Wayne
Bowler	Honda	Olberg	Wildman
Brown	House	Oller	Woods
Caldera	Kaloogian	Ortiz	Wright
Campbell	Keeley	Pacheco	Mr. Speaker
Cardenas	Knox	Papan	
Cardoza	Kuehl	Perata	
Cunneen	Kuykendall	Poochigian	

NOES—2

McClintock Thompson

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 1109—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1117 (Bustamante)—An act to amend Section 725 of the Welfare and Institutions Code, relating to juvenile court law.

Bill read third time, and passed by the following vote:

AYES—73

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Martinez	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Vincent
Bowler	Honda	Napolitano	Washington
Brewer	House	Olberg	Wayne
Brown	Kaloogian	Oller	Wildman
Caldera	Keeley	Pacheco	Woods
Campbell	Knox	Papan	Mr. Speaker
Cardenas	Kuehl	Perata	
Cardoza	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1127 (Knox)—An act to amend Sections 502.8 and 537e of the Penal Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Firestone	Mazzoni	Sweeney
Ashburn	Frusetta	McClintock	Takasugi
Baca	Gallegos	Migden	Thompson
Baldwin	Goldsmith	Miller	Thomson
Battin	Granlund	Morrissey	Torlakson
Baugh	Havice	Morrow	Villaraigosa
Bordonaro	Hertzberg	Murray	Vincent
Bowen	Honda	Napolitano	Washington
Bowler	House	Olberg	Wayne
Brewer	Kaloogian	Oller	Wildman
Brown	Keeley	Ortiz	Woods
Caldera	Knox	Pacheco	Wright
Campbell	Kuehl	Papan	Mr. Speaker
Cardenas	Kuykendall	Perata	
Cardoza	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1133 (Gallegos)—An act to amend Sections 1424, 1428, and 1428.1 of the Health and Safety Code, relating to long-term health care facilities.

Bill read third time.

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, 7:32 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RE-REFERENCE OF BILLS

Assembly Member Brown was granted unanimous consent that Assembly Bill No. 297 be re-referred from the Committee on Governmental Organization to the Committee on Labor and Employment.

REQUEST TO DISPENSE WITH CALL OF THE ASSEMBLY

Assembly Member Villaraigosa requested unanimous consent to dispense with the Call of the Assembly on Assembly Bill No. 257.

Unanimous consent was withheld.

ORDERS OF THE DAY DEMANDED

Assembly Member Battin demanded the Orders of the Day.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1184 (Knox)—An act to repeal Section 21417 of the Government Code, relating to public employees.

Bill read third time, and passed by the following vote:

AYES—45

Alby	Escutia	Martinez	Sweeney
Alquist	Figueroa	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Baca	Granlund	Morrissey	Villaraigosa
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brown	Honda	Ortiz	Wayne
Caldera	Keeley	Papan	Wildman
Cardenas	Knox	Perata	Mr. Speaker
Cardoza	Kuehl	Scott	
Davis	Lempert	Shelley	
Ducheny	Machado	Strom-Martin	

NOES—22

Ackerman	Brewer	Morrow	Pringle
Aguiar	Campbell	Olberg	Takasugi
Ashburn	House	Oller	Thompson
Battin	Kaloogian	Pacheco	Woods
Baugh	McClintock	Poochigian	
Bordonaro	Miller	Prenter	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1190 (Torlakson)—An act to amend Sections 25515, 42400.3, and 42402.3 of, and to add Section 101087 to, the Health and Safety Code, relating to environmental protection.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Torlakson moved a call of the Assembly.

Motion carried. Time, 7:52 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. 1194 and 1197—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1281 (Bustamante)—An act to add Section 2057 to the Fish and Game Code, relating to endangered species.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Frusetta	McClintock	Sweeney
Baca	Gallegos	Migden	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Thomson
Baugh	Havice	Morrow	Torlakson
Bordonaro	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1339 (Bowen)—An act to add and repeal Article 10.6 (commencing with Section 44650) to Chapter 3 of Part 25 of the Education Code, relating to teachers.

Bill read third time, and passed by the following vote:

AYES—66

Aguiar	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Martinez	Strom-Martin
Ashburn	Frusetta	Mazzoni	Sweeney
Baca	Gallegos	McClintock	Takasugi
Baldwin	Goldsmith	Migden	Thomson
Battin	Granlund	Miller	Torlakson
Baugh	Havice	Morrissey	Villaraigosa
Bowen	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker
Davis	Lempert	Prenter	
Ducheny	Leonard	Richter	

NOES—12

Ackerman	Bowler	Kaloogian	Pringle
Alby	Brewer	Morrow	Runner
Bordonaro	House	Oller	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1415 (Bustamante)—An act to add Chapter 3.5 (commencing with Section 66150) to Part 40 of the Education Code, relating to postsecondary education.

Bill read third time, and passed by the following vote:

AYES—69

Ackerman	Davis	Lempert	Scott
Aguiar	Ducheny	Machado	Shelley
Alby	Escutia	Margett	Strom-Martin
Alquist	Figueroa	Martinez	Sweeney
Aroner	Firestone	Mazzoni	Takasugi
Ashburn	Frusetta	McClintock	Thomson
Baca	Gallegos	Migden	Torlakson
Battin	Goldsmith	Miller	Villaraigosa
Baugh	Granlund	Morrissey	Vincent
Bordonaro	Havice	Murray	Washington
Bowen	Hertzberg	Napolitano	Wayne
Bowler	Honda	Ortiz	Wildman
Brewer	House	Pacheco	Woods
Brown	Keeley	Papan	Wright
Campbell	Knox	Perata	Mr. Speaker
Cardenas	Kuehl	Poochigian	
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—9

Baldwin	Leonard	Oller
Caldera	Morrow	Runner
Kaloogian	Olberg	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1416 (Bustamante)—An act relating to school finance, and making an appropriation therefor, to take effect immediately as an appropriation for the usual current expenses of the state.

Bill read third time, and passed by the following vote:

AYES—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1217 (Bustamante)—An act to amend Section 7073 of, and to add Section 7090 to, the Government Code, relating to economic development.

Bill read third time, and passed by the following vote:

AYES—63

Aguiar	Escutia	Machado	Runner
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Martinez	Shelley
Aroner	Frusetta	Mazzoni	Strom-Martin
Ashburn	Gallegos	McClintock	Sweeney
Baca	Goldsmith	Migden	Takasugi
Baldwin	Granlund	Miller	Thomson
Baugh	Havice	Morrissey	Torlakson
Bowen	Hertzberg	Morrow	Villaraigosa
Brown	Honda	Murray	Vincent
Caldera	Keeley	Napolitano	Wayne
Cardenas	Knox	Ortiz	Wildman
Cardoza	Kuehl	Papan	Woods
Cunneen	Kuykendall	Perata	Wright
Davis	Lempert	Poochigian	Mr. Speaker
Ducheny	Leonard	Prenter	

NOES—12

Ackerman	Brewer	Kaloogian	Oller
Bordonaro	Campbell	Leach	Pringle
Bowler	House	Olberg	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1420 (Shelley)—An act to add and repeal Section 11505 of the Penal Code, relating to crime prevention, 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 Shelley moved a call of the Assembly.

Motion carried. Time, 8:22 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1444 (Poochigian)—An act to amend Section 3057 of the Penal Code, relating to parole.

Bill read third time, and passed by the following vote:

AYES—76

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Pringle
Alquist	Escutia	Machado	Richter
Aroner	Figueroa	Margett	Runner
Ashburn	Firestone	Martinez	Scott
Baca	Frusetta	Mazzoni	Shelley
Baldwin	Gallegos	McClintock	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	Havice	Morrow	Thompson
Bowen	Hertzberg	Murray	Thomson
Bowler	Honda	Napolitano	Torlakson
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Mr. Speaker

NOES—2

Migden	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1513 (Cardoza)—An act to add and repeal Sections 17052.11 and 23611 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—74

Ackerman	Ducheny	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alby	Figueroa	Mazzoni	Shelley
Alquist	Firestone	Migden	Strom-Martin
Aroner	Frusetta	Miller	Sweeney
Ashburn	Gallegos	Morrissey	Takasugi
Baca	Goldsmith	Morrow	Thompson
Baldwin	Granlund	Murray	Thomson
Battin	Havice	Napolitano	Torlakson
Baugh	Hertzberg	Olberg	Villaraigosa
Bordonaro	Honda	Oller	Vincent
Bowler	House	Ortiz	Washington
Brewer	Kaloogian	Pacheco	Wayne
Brown	Keeley	Papan	Wildman
Campbell	Knox	Perata	Woods
Cardenas	Kuykendall	Poochigian	Wright
Cardoza	Leach	Prenter	Mr. Speaker
Cunneen	Leonard	Pringle	
Davis	Machado	Richter	

NOES—4

Caldera	Floyd	Lempert	McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1520 (Vincent)—An act to add and repeal Sections 17053.57 and 23657 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—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—1

Floyd

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1539 (Villaraigosa)—An act to add Sections 25250.2 and 25250.6 to the Government Code, relating to county government.

Bill read third time.

Motion to Amend by Assembly Member Kaloogian

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read.

Motion to Table Kaloogian Amendments to Assembly Bill No. 1539

Assembly Member Shelley moved that the amendments offered by Assembly Member Kaloogian to Assembly Bill No. 1539 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—42

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wright
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Lempert	Shelley	
Escutia	Machado	Strom-Martin	

NOES—36

Ackerman	Brewer	Leach	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Cunneen	Margett	Prenter
Ashburn	Firestone	McClintock	Pringle
Baldwin	Frusetta	Miller	Richter
Battin	Goldsmith	Morrissey	Runner
Baugh	House	Morrow	Takasugi
Bordonaro	Kaloogian	Olberg	Thompson
Bowler	Kuykendall	Oller	Woods

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 the Shelley motion to table Kaloogian amendments to Assembly Bill No. 1539.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—46

Alquist	Gallegos	Martinez	Strom-Martin
Aroner	Havice	Mazzoni	Sweeney
Baca	Hertzberg	McClintock	Thomson
Bowen	Honda	Migden	Torlakson
Brown	Kaloogian	Murray	Villaraigosa
Caldera	Keeley	Napolitano	Vincent
Cardenas	Knox	Ortiz	Washington
Cardoza	Kuehl	Papan	Wayne
Davis	Lempert	Perata	Wildman
Ducheny	Leonard	Prenter	Mr. Speaker
Escutia	Machado	Runner	
Figueroa	Margett	Shelley	

NOES—32

Ackerman	Bowler	Granlund	Oller
Aguiar	Brewer	House	Pacheco
Alby	Campbell	Kuykendall	Poochigian
Ashburn	Cunneen	Leach	Pringle
Baldwin	Firestone	Miller	Richter
Battin	Floyd	Morrissey	Takasugi
Baugh	Frusetta	Morrow	Thompson
Bordonaro	Goldsmith	Olberg	Woods

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1539: Assembly Member Caldera, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1570 (Committee on Labor and Employment)—An act to add Article 1.5 (commencing with Section 245) to Chapter 1 of Part 1 of Division 2 of the Labor Code, relating to wages.

Bill read third time, and presented by Assembly Member Floyd.

Motion to Postpone Indefinitely

Assembly Member Goldsmith moved that Assembly Bill No. 1570 be postponed indefinitely.

Assembly Member Kuykendall seconded the motion.

Motion to Table Motion to Postpone Indefinitely

Assembly Member Wayne moved that the Goldsmith motion to postpone Assembly Bill No. 1570 indefinitely, be laid upon the table.

Motion Ruled Out of Order

Speaker pro Tempore Kuehl ruled the Wayne motion to table the motion to postpone indefinitely out of order (Mason's Sec. 434).

Motion Withdrawn

Assembly Member Goldsmith, with consent of the second to the motion, withdrew his motion to postpone Assembly Bill No. 1570 indefinitely.

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 Baca moved a call of the Assembly.

Motion carried. Time, 8:50 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1606 (Committee on Public Employees, Retirement and Social Security)—An act to add Section 19775.16 to the Government Code, and to add Section 395.08 to the Military and Veterans Code, relating to state employees, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Knox.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Martinez	Strom-Martin
Ashburn	Floyd	Mazzoni	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Torlakson
Baugh	Granlund	Morrow	Villaraigosa
Bordonaro	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Bowler	Honda	Olberg	Wayne
Brewer	House	Oller	Wildman
Brown	Kaloogian	Pacheco	Woods
Caldera	Keeley	Papan	Wright
Campbell	Knox	Perata	Mr. Speaker
Cardenas	Kuehl	Poochigian	
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—1

McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Martinez	Strom-Martin
Ashburn	Floyd	Mazzoni	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Torlakson
Baugh	Granlund	Morrow	Villaraigosa
Bordonaro	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Bowler	Honda	Olberg	Wayne
Brewer	House	Oller	Wildman
Brown	Kaloogian	Pacheco	Woods
Caldera	Keeley	Papan	Wright
Campbell	Knox	Perata	Mr. Speaker
Cardenas	Kuehl	Poochigian	
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 226 (Scott)—An act to amend Section 41203.1 of, and to add Sections 41203.4, 84750.5, and 84755.5 to, the Education Code, relating to school finance.

Bill read third time, and passed by the following vote:

AYES—74

Ackerman	Cunneen	Leach	Richter
Aguiar	Davis	Lempert	Runner
Alby	Ducheny	Machado	Scott
Alquist	Escutia	Margett	Shelley
Aroner	Figueroa	Martinez	Strom-Martin
Ashburn	Firestone	Mazzoni	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Gallegos	Miller	Thomson
Battin	Goldsmith	Morrissey	Torlakson
Baugh	Granlund	Morrow	Villaraigosa
Bordonaro	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Bowler	Honda	Oller	Wayne
Brewer	House	Ortiz	Wildman
Brown	Kaloogian	Papan	Woods
Caldera	Keeley	Perata	Wright
Campbell	Knox	Poochigian	Mr. Speaker
Cardenas	Kuehl	Prenter	
Cardoza	Kuykendall	Pringle	

NOES—3

Leonard	McClintock	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 655 (Cunneen)—An act to add Section 41209 to the Education Code, relating to education.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—2

Floyd	McClintock

Bill ordered transmitted to the Senate.

Assembly Bill No. 271—Passed on file.

At 9:04 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 611 (**Villaraigosa**)—An act to amend Sections 17280 and 17295 of the Education Code, and to amend Section 20111.5 of the Public Contract Code, relating to education facilities.

Bill read third time, and passed by the following vote:

AYES—76

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Villaraigosa
Brewer	Honda	Napolitano	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

NOES—3

Bordonaro	House	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 611: Assembly Member Ackerman, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 858 (**Davis**)—An act to add Sections 44202.5 and 44496.5 to the Education Code, relating to education.

Bill read third time.

Assembly Bill No. 858 Passed Temporarily

By unanimous consent Assembly Bill No. 858 was passed temporarily.

ASSEMBLY BILL NO. 363 (**Goldsmith**)—An act to amend Section 2118 of the Fish and Game Code, to add Division 14.6 (commencing with Section 31900) to the Food and Agricultural Code, and to amend Section 121790 of the Health and Safety Code, relating to wild animals.

Bill read third time.

Motion to Amend

Assembly Member Goldsmith moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 101 (Kuehl)—An act to amend Sections 260, 262, 262.1, 262.2, 35179, 44100, 44830, 45293, 47605, 48204, 51004, 51500, 51501, 58019, 58508, 60044, 69535, 69674, 69762, 69958, 72011, 72014, 87100, 87400, 88112, 89757, and 92150 of the Education Code, relating to education.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kuehl moved a call of the Assembly.

Motion carried. Time, 10:45 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. 250—Passed on file.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 54, on request of Assembly Member Murray.

CONSIDERATION OF ASSEMBLY BILL NO. 1576 BY UNANIMOUS CONSENT

Assembly Member Ducheny was granted unanimous consent to take up Assembly Bill No. 1576, out of order.

ASSEMBLY BILL NO. 1576 (Committee on Budget)—An act relating to human services.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Bordonaro withdrew his amendments to Assembly Bill No. 1576—Set 1.

Amendments Withdrawn

Without objection, Assembly Member Pringle withdrew his amendments to Assembly Bill No. 1576—Set 2.

Amendments Withdrawn

Without objection, Assembly Member Runner withdrew his amendments to Assembly Bill No. 1576—Set 3.

Amendments Withdrawn

Without objection, Assembly Member House withdrew his amendments to Assembly Bill No. 1576—Set 4.

CONSIDERATION OF ASSEMBLY BILL NO. 1577 BY UNANIMOUS CONSENT

Assembly Member Ducheny was granted unanimous consent to take up Assembly Bill No. 1577, out of order.

ASSEMBLY BILL NO. 1577 (Committee on Budget)—An act relating to human services.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Goldsmith withdrew his amendments to Assembly Bill No. 1577—Set 1.

Amendments Withdrawn

Without objection, Assembly Member Battin withdrew his amendments to Assembly Bill No. 1577—Set 2.

Amendments Withdrawn

Without objection, Assembly Member Olberg withdrew his amendments to Assembly Bill No. 1577—Set 3.

Amendments Withdrawn

Without objection, Assembly Member Ashburn withdrew his amendments to Assembly Bill No. 1577—Set 4.

CONSIDERATION OF ASSEMBLY BILL NO. 1579 BY UNANIMOUS CONSENT

Assembly Member Ducheny was granted unanimous consent to take up Assembly Bill No. 1579, out of order.

ASSEMBLY BILL NO. 1579 (Committee on Budget)—An act relating to education finance.

Bill read third time.

Motion to Amend by Assembly Member Pringle

Assembly Member Pringle moved the adoption of amendments.

Amendments read.

Motion to Table Pringle Amendments to Assembly Bill No. 1579

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Pringle to Assembly Bill No. 1579 be laid upon the table.

Point of Order

Assembly Member Miller arose to the following point of order:

Assembly Member Villaraigosa spoke prior to making the motion to table Pringle amendments and is therefore, out of order.

Ruling by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore ruled the point of order well-taken.

Motion to Table Pringle Amendments to Assembly Bill No. 1579

Assembly Member Sweeney moved that the amendments offered by Assembly Member Pringle to Assembly Bill No. 1579 be laid upon the table.

Assembly Member Keeley seconded the motion.

Motion carried by the following vote:

AYES—41

Alquist	Figueroa	Migden	Torlakson
Aroner	Floyd	Murray	Villaraigosa
Baca	Gallegos	Napolitano	Vincent
Bowen	Havice	Ortiz	Washington
Brown	Hertzberg	Papan	Wayne
Caldera	Honda	Perata	Wildman
Cardenas	Keeley	Scott	Wright
Cardoza	Knox	Shelley	Mr. Speaker
Davis	Lempert	Strom-Martin	
Ducheny	Machado	Sweeney	
Escutia	Martinez	Thomson	

NOES—36

Ackerman	Brewer	Kuykendall	Oller
Aguiar	Campbell	Leach	Pacheco
Alby	Cunneen	Leonard	Poochigian
Ashburn	Firestone	Margett	Prenter
Baldwin	Frusetta	McClintock	Pringle
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	House	Morrow	Thompson
Bowler	Kaloogian	Olberg	Woods

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 the Sweeney motion to table Pringle amendments to Assembly Bill No. 1579.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1571 (Committee on Budget)—An act relating to programs funded by the Cigarette and Tobacco Products Surtax Fund.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—20

Ackerman	Bowler	Leach	Oller
Aguiar	Brewer	Leonard	Poochigian
Alby	Campbell	McClintock	Prenter
Battin	Granlund	Morrow	Pringle
Baugh	Kaloogian	Olberg	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1572 (Committee on Budget)—An act relating to public health.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1573 (Committee on Budget)—An act relating to public social services.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1574 (Committee on Budget)—An act relating to human services.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1575 (Committee on Budget)—An act relating to human services.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1576

ASSEMBLY BILL NO. 1576 (Committee on Budget)—An act relating to human services.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1577

ASSEMBLY BILL NO. 1577 (Committee on Budget)—An act relating to human services.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1579

ASSEMBLY BILL NO. 1579 (Committee on Budget)—An act relating to education finance.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1580 (Committee on Budget)—An act relating to postsecondary education.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1581 (Committee on Budget)—An act relating to forest resources.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1582 (Committee on Budget)—An act relating to parks and recreation.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1583 (Committee on Budget)—An act relating to public resources.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1584 (Committee on Budget)—An act relating to consumer affairs.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1585 (Committee on Budget)—An act relating to the Department of General Services.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1586 (Committee on Budget)—An act relating to state administration.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1587 (Committee on Budget)—An act relating to state administration.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1588 (Committee on Budget)—An act relating to corrections.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1589 (Committee on Budget)—An act relating to local government.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1590 (Committee on Budget)—An act relating to trial court funding.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1591 (Committee on Budget)—An act relating to vehicles.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1592 (Committee on Budget)—An act relating to taxation.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1593 (Committee on Budget)—An act relating to transportation.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1578 (Committee on Budget)—An act relating to education finance.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Kaloogian	Oller
Aguiar	Bowler	Kuykendall	Poochigian
Alby	Brewer	Leach	Prenter
Ashburn	Campbell	Leonard	Pringle
Baldwin	Goldsmith	Margett	Runner
Battin	Granlund	McClintock	Thompson
Baugh	House	Morrow	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1453 (Cardenas)—An act to amend Section 8880.4 of the Government Code, relating to the state lottery.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Cardenas moved a call of the Assembly.

Motion carried. Time, 11:15 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1547 (Committee on Consumer Protection, Governmental Efficiency and Economic Development)—An act to repeal Section 1326 of the Code of Civil Procedure, and to amend Section 16302.1 of, to add Sections 1154, 16301.6, 16301.7, and 16301.8 to, and to repeal Sections 13940, 13941, 13942, 13943, 13943.1, and 13943.2 of, the Government Code, relating to state government.

Bill read third time, presented by Assembly Member Davis, and passed by the following vote:

AYES—48

Ackerman	Figueroa	Martinez	Strom-Martin
Alquist	Floyd	Mazzoni	Sweeney
Aroner	Frusetta	Migden	Takasugi
Baca	Gallegos	Morrissey	Thomson
Bowen	Havice	Murray	Torlakson
Caldera	Hertzberg	Napolitano	Villaraigosa
Campbell	Honda	Ortiz	Vincent
Cardenas	Keeley	Papan	Washington
Cardoza	Knox	Perata	Wayne
Davis	Kuehl	Prenter	Wildman
Ducheny	Lempert	Scott	Wright
Escutia	Machado	Shelley	Mr. Speaker

NOES—29

Aguiar	Brewer	Leach	Pacheco
Alby	Cunneen	Leonard	Poochigian
Ashburn	Firestone	Margett	Pringle
Baldwin	Goldsmith	McClintock	Runner
Battin	Granlund	Miller	Thompson
Baugh	House	Morrow	
Bordonaro	Kaloogian	Olberg	
Bowler	Kuykendall	Oller	

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 858 BY UNANIMOUS CONSENT

ASSEMBLY BILL NO. 858 (Davis)—An act to add Sections 44202.5 and 44496.5 to the Education Code, relating to education.

Bill read third time, and passed by the following vote:

AYES—65

Ackerman	Davis	Machado	Runner
Aguiar	Ducheny	Margett	Scott
Alby	Escutia	Martinez	Shelley
Alquist	Figueroa	Mazzoni	Strom-Martin
Aroner	Floyd	McClintock	Sweeney
Ashburn	Gallegos	Migden	Thomson
Baca	Goldsmith	Miller	Torlakson
Baldwin	Granlund	Morrissey	Villaraigosa
Battin	Havice	Murray	Vincent
Baugh	Hertzberg	Napolitano	Washington
Bowen	Honda	Olberg	Wayne
Bowler	House	Ortiz	Wildman
Caldera	Keeley	Pacheco	Wright
Campbell	Kuehl	Papan	Mr. Speaker
Cardenas	Kuykendall	Perata	
Cardoza	Leach	Poochigian	
Cunneen	Lempert	Pringle	

NOES—10

Bordonaro	Leonard	Prenter	Woods
Brewer	Morrow	Takasugi	
Kaloogian	Oller	Thompson	

Bill ordered transmitted to the Senate.

At 11:26 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

BILLS CONSIDERED ENGROSSED

Speaker pro Tempore Kuehl was granted unanimous consent that the following bill be considered engrossed:

Assembly Bill No. 602.

At 11:26 p.m., Hon. Martha M. Escutia, 50th District, presiding

CONSIDERATION OF CONSENT CALENDAR

The Acting Speaker announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 75 (Alby)—An act to amend Sections 1377 and 11160 of the Penal Code, relating to victims of crime.

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. 205 (Machado)—An act to amend Sections 2530.2 and 2534.2 of, to amend the heading of Article 6 (commencing with Section 2535) of Chapter 5.3 of Division 2 of, to amend and renumber Sections 2538 and 2539 of, to add Section 2532.6 to, and to add Article 7.5 (commencing with Section 2538) to Chapter 5.3 of Division 2 of, the Business and Professions Code, and to amend Section 56363 of the Education Code, relating to speech-language pathology, and making an appropriation therefor.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

ASSEMBLY BILL NO. 268 (Campbell)—An act to amend Sections 113803, 113813, 113865, 114020, 114145, 114265, 114360, and 114380 of, to amend the heading of Article 11 (commencing with Section 114250) of Chapter 4 of Part 7 of Division 104 of, and to amend and renumber Section 113732 of, the Health and Safety Code, relating to retail food 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. 330 (Bordonaro)—An act to amend Sections 55601.5, 55601.6, and 55601.8 of the Food and Agricultural Code, relating to agriculture, 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. 388 (Runner)—An act to amend Sections 15.1 and 24 of the Castaic Lake Water Agency Law (Chapter 28 of the Statutes of 1962, First Extraordinary Session), relating to water.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

ASSEMBLY BILL NO. 404 (Gallegos)—An act to add Section 3099.5 to, and to repeal Section 3099 of, the Business and Professions Code, relating to optometry.

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. 421 (Baugh)—An act to add Section 39618 to the Health and Safety Code, relating to air pollution.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

ASSEMBLY BILL NO. 553 (Leach)—An act to amend Section 17014 of the Education Code, relating to school facilities.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

ASSEMBLY BILL NO. 581 (Martinez)—An act to amend Sections 392, 394, and 396 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. 622 (Miller)—An act to amend Section 853.6a of the Penal Code, relating to juveniles.

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. 723 (Takasugi)—An act to amend Section 17331 of, and to repeal and add Section 17345 of, the Financial Code, relating to escrow agents.

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. 727 (Martinez)—An act to add Section 51223.1 to the Education Code, relating to education.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

ASSEMBLY BILL NO. 770 (Margett)—An act to amend Section 25208.16 of the Health and Safety Code, relating to hazardous waste.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

ASSEMBLY BILL NO. 874 (Takasugi)—An act to amend Sections 6591, 15814.24, 16731.6, 17070, 17072, 17096, and 17403 of, and to add Sections 6547.8, 17070.1, and 17096.1 to, the Government Code, relating to government finance, and making an appropriation therefor.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

ASSEMBLY BILL NO. 922 (Battin)—An act to amend Section 98 of the Revenue and Taxation Code, relating to local government finance.

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. 980 (**Ashburn**)—An act to add Section 13331 to the Government Code, relating to the State Budget, 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. 996 (**Sweeney**)—An act to amend Sections 5274 and 5490 of the Business and Professions Code, and to repeal Section 3 of Chapter 495 of the Statutes of 1996, relating to advertising.

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. 1061 (**Machado**)—An act to amend Section 40727 of, and to add Section 40727.2 to, the Health and Safety Code, relating to air pollution.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

ASSEMBLY BILL NO. 1211 (**Committee on Public Safety**)—An act to amend Sections 832.3 and 832.4 of the Penal Code, relating to peace officers.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

ASSEMBLY BILL NO. 1325 (**Bordonaro**)—An act to amend Sections 660 and 663 of the Welfare and Institutions Code, relating to youthful offenders.

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. 1390 (**House**)—An act to amend Section 27203.5 of, and to add Sections 27204 and 27204.5 to, the Government Code, relating to county recorders.

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. 1432 (**Papan**)—An act to amend Sections 134, 272, 1801, 1852.2, 1901, 3100, 3804, 4839, 31115, and 33301 of, to add Section 600.3 to, and to repeal Sections 183, 600.2, and 662 of, the Financial Code, and to amend Section 53651.4 of the Government Code, relating to financial institutions.

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. 1467 (**Alby**)—An act to amend Sections 1527, 1527.4, 1527.5, and 1527.6 of the Health and Safety Code, relating to community 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. 1480 (Bordonaro)—An act to amend Sections 22001.5 and 22008 of, and to add Section 22037 to, the Food and Agricultural Code, relating to agriculture.

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. 1558 (Committee on Agriculture)—An act to amend Sections 67055, 77528, 77541, 77589, 78623, and 78640 of the Food and Agricultural Code, relating to agriculture.

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. 1559 (Committee on Agriculture)—An act to amend Section 17065 of the Food and Agricultural Code, relating to agriculture.

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—78

Ackerman	Ducheny	Leonard	Pringle
Aguiar	Escutia	Machado	Runner
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Martinez	Shelley
Aroner	Floyd	Mazzoni	Strom-Martin
Ashburn	Frusetta	McClintock	Sweeney
Baca	Gallegos	Migden	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Thomson
Baugh	Havice	Morrow	Torlakson
Bordonaro	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Wright
Cardoza	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	
Davis	Lempert	Prenter	

NOES—None

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 491

At 11:28 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 Villaraigosa moved to continue the call of the Assembly.

Motion carried. Time, 11:30 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. 1256

At 11:30 p.m., on motion of Assembly Member Havice, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1256 passed by the following vote:

AYES—42

Alquist	Floyd	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Baca	Granlund	Murray	Villaraigosa
Baugh	Havice	Napolitano	Vincent
Brown	Hertzberg	Ortiz	Washington
Caldera	Honda	Papan	Wayne
Cardoza	Keeley	Perata	Wildman
Davis	Knox	Richter	Wright
Ducheny	Kuehl	Shelley	Mr. Speaker
Escutia	Lempert	Strom-Martin	
Figueroa	Machado	Sweeney	

NOES—28

Ackerman	Bowler	Leonard	Pacheco
Alby	Brewer	Martinez	Poochigian
Ashburn	Campbell	McClintock	Prenter
Baldwin	Cunneen	Morrissey	Pringle
Battin	Firestone	Morrow	Runner
Bordonaro	Goldsmith	Olberg	Thompson
Bowen	Kaloogian	Oller	Woods

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 136

At 11:30 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.

Assembly Bill No. 136 refused passage by the following vote:

AYES—26

Alquist	Hertzberg	Migden	Sweeney
Aroner	Honda	Murray	Torlakson
Bowen	Keeley	Napolitano	Villaraigosa
Caldera	Knox	Ortiz	Vincent
Escutia	Kuehl	Perata	Washington
Figueroa	Lempert	Scott	
Gallegos	Martinez	Shelley	

NOES—45

Ackerman	Campbell	Leach	Prenter
Aguiar	Cardoza	Leonard	Pringle
Alby	Cunneen	Margett	Richter
Ashburn	Ducheny	Mazzoni	Runner
Baca	Firestone	McClintock	Takasugi
Baldwin	Frusetta	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Wildman
Bordonaro	Havice	Olberg	Woods
Bowler	House	Oller	
Brewer	Kaloogian	Pacheco	
Brown	Kuykendall	Poochigian	

Motion to Reconsider Assembly Bill No. 136 on Next Legislative Day

Assembly Member Villaraigosa moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 136 was this day refused passage.

Assembly Bill No. 136 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 488

At 11:30 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.

Assembly Bill No. 488 passed by the following vote:

AYES—41

Alquist	Gallegos	Mazzoni	Thomson
Aroner	Havice	Migden	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Brown	Honda	Napolitano	Vincent
Caldera	Keeley	Ortiz	Washington
Cardenas	Knox	Papan	Wayne
Cunneen	Kuehl	Perata	Wildman
Davis	Kuykendall	Scott	Mr. Speaker
Escutia	Lempert	Shelley	
Figueroa	Machado	Strom-Martin	
Firestone	Martinez	Sweeney	

NOES—34

Ackerman	Bowler	Margett	Pringle
Aguiar	Campbell	McClintock	Richter
Alby	Frusetta	Miller	Runner
Ashburn	Goldsmith	Morrissey	Takasugi
Baca	Granlund	Morrow	Thompson
Baldwin	House	Olberg	Woods
Battin	Kaloogian	Oller	Wright
Baugh	Leach	Pacheco	
Bordonaro	Leonard	Poochigian	

Motion to Reconsider Assembly Bill No. 488 on Next Legislative Day

Assembly Member Thompson moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 488 was this day passed.

Assembly Bill No. 488 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1342

At 11:31 p.m., on motion of Assembly Member Napolitano, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1342 passed by the following vote:

AYES—44

Aguiar	Gallegos	Miller	Takasugi
Aroner	Granlund	Murray	Thomson
Baca	Havice	Napolitano	Torlakson
Battin	Hertzberg	Ortiz	Villaraigosa
Caldera	Knox	Papan	Vincent
Cardenas	Kuehl	Perata	Washington
Cardoza	Kuykendall	Prenter	Wayne
Davis	Machado	Runner	Wildman
Ducheny	Margett	Scott	Woods
Escutia	Mazzoni	Shelley	Wright
Figueroa	Migden	Strom-Martin	Mr. Speaker

NOES—29

Ackerman	Brewer	Kaloogian	Pacheco
Alby	Brown	Leach	Poochigian
Ashburn	Campbell	Leonard	Pringle
Baldwin	Cunneen	Martinez	Richter
Baugh	Firestone	McClintock	Thompson
Bordonaro	Frusetta	Morrissey	
Bowen	Goldsmith	Morrow	
Bowler	House	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1342: Assembly Member Woods, from "No" to "Aye".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 310

At 11:32 p.m., on motion of Assembly Member Kuehl, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 310 refused passage by the following vote:

AYES—38

Alquist	Floyd	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Wayne
Cardenas	Keeley	Papan	Wildman
Davis	Knox	Perata	Wright
Ducheny	Kuehl	Shelley	Mr. Speaker
Escutia	Lempert	Strom-Martin	
Figueroa	Martinez	Sweeney	

NOES—37

Ackerman	Campbell	Leonard	Pringle
Aguiar	Cardoza	Margett	Richter
Alby	Firestone	McClintock	Runner
Ashburn	Frusetta	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Washington
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Poochigian	
Brewer	Leach	Prenter	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 310: Assembly Member Machado, from "Aye" to "Not Voting".

Motion to Reconsider Assembly Bill No. 310 on Next Legislative Day

Assembly Member Kuehl moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 310 was this day refused passage.

Assembly Bill No. 310 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 376

At 11:32 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 Baca moved to continue the call of the Assembly.

Motion carried. Time, 11:32 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. 984

At 11:34 p.m., on motion of Assembly Member Davis, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 984 passed by the following vote:

AYES—43

Alquist	Escutia	Machado	Sweeney
Aroner	Figueroa	Martinez	Thomson
Baca	Floyd	Mazzoni	Torlakson
Bowen	Gallegos	Migden	Villaraigosa
Brown	Havice	Murray	Vincent
Caldera	Hertzberg	Napolitano	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Perata	Wildman
Cunneen	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	

NOES—35

Ackerman	Brewer	Leach	Poochigian
Aguiar	Campbell	Leonard	Prenter
Alby	Firestone	Margett	Pringle
Ashburn	Frusetta	McClintock	Richter
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	Woods
Bowler	Kuykendall	Oller	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 83

At 11:34 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.

Assembly Bill No. 83 refused passage by the following vote:

AYES—32

Alquist	Gallegos	Murray	Thomson
Aroner	Honda	Napolitano	Torlakson
Baca	Keeley	Ortiz	Villaraigosa
Brown	Knox	Papan	Vincent
Cardenas	Kuehl	Perata	Washington
Ducheny	Martinez	Shelley	Wildman
Escutia	Mazzoni	Strom-Martin	Wright
Figueroa	Migden	Sweeney	Mr. Speaker

NOES—40

Ackerman	Campbell	Kaloogian	Oller
Aguiar	Cardoza	Kuykendall	Pacheco
Alby	Cunneen	Leach	Poochigian
Ashburn	Davis	Leonard	Prenter
Baldwin	Firestone	Margett	Pringle
Battin	Frusetta	McClintock	Richter
Baugh	Goldsmith	Miller	Runner
Bordonaro	Granlund	Morrissey	Takasugi
Bowler	Havice	Morrow	Thompson
Brewer	House	Olberg	Woods

Motion to Reconsider Assembly Bill No. 83 on Next Legislative Day

Assembly Member Villaraigosa moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 83 was this day refused passage.

Assembly Bill No. 83 ordered to the unfinished business file.

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. 83.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 257

At 11:35 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 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, 11:35 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. 424

At 11:35 p.m., on motion of Assembly Member Martinez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Martinez moved to continue the call of the Assembly.

Motion carried. Time, 11:35 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. 670

At 11:35 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 urgency clause to Assembly Bill No. 670 adopted by the following vote:

AYES—77

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thomson
Baugh	Granlund	Morrissey	Torlakson
Bordonaro	Havice	Morrow	Vincent
Bowen	Hertzberg	Murray	Washington
Bowler	Honda	Napolitano	Wayne
Brewer	House	Olberg	Wildman
Brown	Kaloogian	Oller	Woods
Caldera	Keeley	Ortiz	Wright
Campbell	Knox	Pacheco	Mr. Speaker
Cardenas	Kuehl	Papan	
Cardoza	Kuykendall	Perata	
Cunneen	Leach	Poochigian	

NOES—1

Thompson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thomson
Baugh	Granlund	Morrissey	Torlakson
Bordonaro	Havice	Morrow	Vincent
Bowen	Hertzberg	Murray	Washington
Bowler	Honda	Napolitano	Wayne
Brewer	House	Olberg	Wildman
Brown	Kaloogian	Oller	Woods
Caldera	Keeley	Ortiz	Wright
Campbell	Knox	Pacheco	Mr. Speaker
Cardenas	Kuehl	Papan	
Cardoza	Kuykendall	Perata	
Cunneen	Leach	Poochigian	

NOES—1

Thompson

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 696

At 11:36 p.m., on motion of Assembly Member Aroner, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 696 passed by the following vote:

AYES—55

Alby	Escutia	Leach	Strom-Martin
Alquist	Figueroa	Lempert	Sweeney
Aroner	Firestone	Machado	Takasugi
Ashburn	Floyd	Martinez	Thomson
Baca	Frusetta	Mazzoni	Torlakson
Bowen	Gallegos	Migden	Villaraigosa
Brown	Goldsmith	Morrissey	Vincent
Caldera	Havice	Murray	Washington
Campbell	Hertzberg	Napolitano	Wayne
Cardenas	Honda	Ortiz	Wildman
Cardoza	Keeley	Papan	Woods
Cunneen	Knox	Perata	Wright
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Kuykendall	Shelley	

NOES—22

Ackerman	Bowler	Margett	Poochigian
Aguiar	Brewer	McClintock	Pringle
Baldwin	Granlund	Miller	Runner
Battin	House	Morrow	Thompson
Baugh	Kaloogian	Olberg	
Bordonaro	Leonard	Oller	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 822

At 11:37 p.m., on motion of Assembly Member Aroner, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 822 refused passage by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Thomson
Aroner	Floyd	Mazzoni	Torlakson
Baca	Gallegos	Migden	Villaraigosa
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Caldera	Honda	Ortiz	Wayne
Cardenas	Keeley	Papan	Wildman
Cardoza	Knox	Perata	Woods
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—33

Ackerman	Brewer	Leach	Poochigian
Aguiar	Campbell	Leonard	Pringle
Alby	Cunneen	Margett	Richter
Ashburn	Firestone	McClintock	Runner
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	House	Morrow	
Bordonaro	Kaloogian	Olberg	
Bowler	Kuykendall	Oller	

Motion to Reconsider Assembly Bill No. 822 on Next Legislative Day

Assembly Member Aroner moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 822 was this day refused passage.

Assembly Bill No. 822 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1133

At 11:37 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.

Assembly Bill No. 1133 passed by the following vote:

AYES—41

Aroner	Floyd	Migden	Villaraigosa
Baca	Gallegos	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Caldera	Hertzberg	Ortiz	Wayne
Cardenas	Honda	Papan	Wildman
Cardoza	Keeley	Perata	Woods
Cunneen	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Machado	Sweeney	
Figueroa	Martinez	Torlakson	

NOES—26

Ackerman	Brewer	Leonard	Poochigian
Alby	Campbell	Margett	Pringle
Ashburn	Goldsmith	McClintock	Runner
Baldwin	Granlund	Miller	Takasugi
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	
Bowler	Leach	Oller	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1190

At 11:37 p.m., on motion of Assembly Member Torlakson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1190 refused passage by the following vote:

AYES—33

Aroner	Havice	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Brown	Keeley	Ortiz	Washington
Cardenas	Knox	Perata	Wayne
Davis	Kuehl	Shelley	Wildman
Escutia	Lempert	Strom-Martin	Wright
Figueroa	Martinez	Sweeney	
Floyd	Mazzoni	Thomson	
Gallegos	Migden	Torlakson	

NOES—39

Ackerman	Campbell	Leonard	Papan
Aguiar	Cunneen	Machado	Poochigian
Ashburn	Firestone	Margett	Prenter
Baldwin	Frusetta	McClintock	Pringle
Battin	Goldsmith	Miller	Richter
Baugh	Granlund	Morrissey	Runner
Bordonaro	House	Morrow	Takasugi
Bowler	Kaloogian	Olberg	Thompson
Brewer	Kuykendall	Oller	Woods
Caldera	Leach	Pacheco	

Motion to Reconsider Assembly Bill No. 1190 on Next Legislative Day

Assembly Member Torlakson moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 1190 was this day refused passage.

Assembly Bill No. 1190 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1420

At 11:39 p.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Shelley moved to continue the call of the Assembly.

Motion carried. Time, 11:40 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. 1570

At 11:41 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. 1570 passed by the following vote:

AYES—41

Alquist	Floyd	Migden	Torlakson
Aroner	Gallegos	Murray	Villaraigosa
Baca	Havice	Napolitano	Vincent
Bowen	Hertzberg	Ortiz	Washington
Brown	Honda	Papan	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Martinez	Sweeney	
Figueroa	Mazzoni	Thomson	

NOES—38

Ackerman	Caldera	Leach	Poochigian
Aguiar	Campbell	Leonard	Prenter
Alby	Cunneen	Margett	Pringle
Ashburn	Firestone	McClintock	Richter
Baldwin	Frusetta	Miller	Runner
Battin	Goldsmith	Morrissey	Takasugi
Baugh	Granlund	Morrow	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	
Brewer	Kuykendall	Pacheco	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1570: Assembly Member Machado, from "Aye" to "No".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 101

At 11:42 p.m., on motion of Assembly Member Kuehl, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 101 refused passage by the following vote:

AYES—36

Alquist	Figueroa	Martinez	Shelley
Aroner	Floyd	Mazzoni	Strom-Martin
Bowen	Gallegos	Migden	Sweeney
Brown	Hertzberg	Murray	Thomson
Caldera	Honda	Napolitano	Torlakson
Cardenas	Keeley	Ortiz	Villaraigosa
Davis	Knox	Papan	Vincent
Ducheny	Kuehl	Perata	Wayne
Escutia	Lempert	Scott	Wright

NOES—40

Ackerman	Campbell	Kuykendall	Pacheco
Aguiar	Cardoza	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Firestone	Margett	Pringle
Baldwin	Frusetta	McClintock	Richter
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	Havice	Morrow	Thompson
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Woods

Motion to Reconsider Assembly Bill No. 101 on Next Legislative Day

Assembly Member Kuehl moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 101 was this day refused passage.

Assembly Bill No. 101 ordered to the unfinished business file.

Objection to Vote Adds

Assembly Member Thompson 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. 1453

At 11:41 p.m., on motion of Assembly Member Cardenas, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1453 passed by the following vote:

AYES—54

Aguiar	Figueroa	Leonard	Strom-Martin
Alquist	Firestone	Machado	Sweeney
Aroner	Gallegos	Martinez	Thompson
Baca	Goldsmith	Mazzoni	Thomson
Baldwin	Havice	McClintock	Torlakson
Baugh	Hertzberg	Migden	Villaraigosa
Bowen	Honda	Morrow	Vincent
Caldera	House	Murray	Washington
Cardenas	Kaloogian	Napolitano	Wayne
Cardoza	Keeley	Ortiz	Wildman
Cunneen	Knox	Papan	Wright
Davis	Kuehl	Perata	Mr. Speaker
Ducheny	Kuykendall	Scott	
Escutia	Lempert	Shelley	

NOES—23

Ackerman	Brewer	Miller	Prenter
Alby	Campbell	Morrissey	Pringle
Ashburn	Floyd	Olberg	Runner
Battin	Granlund	Oller	Takasugi
Bordonaro	Leach	Pacheco	Woods
Bowler	Margett	Poochigian	

Bill ordered transmitted to the Senate.

At 11:43 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Martinez requested unanimous consent that all measures passed temporarily on this day's file be passed and retained at the end of this legislative day, rather than passed on file.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

Are there not measures on this day's file that were passed on file on a previous day, and were passed temporarily by authors today, and ought therefore be passed on file and placed upon the inactive file?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that pursuant to the Rules those measures that are passed on file on two successive days are placed upon the inactive file.

Bills Passed and Retained by Unanimous Consent

Speaker pro Tempore Kuehl announced that, without objection, all bills passed temporarily today, would be passed and retained.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 491

At 11:45 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.

Assembly Bill No. 491 passed by the following vote:

AYES—42

Alquist	Gallegos	Mazzoni	Thomson
Aroner	Havice	Migden	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Brown	Honda	Napolitano	Vincent
Caldera	Keeley	Ortiz	Washington
Cardenas	Knox	Pacheco	Wayne
Cunneen	Kuehl	Perata	Wildman
Davis	Kuykendall	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	
Figueroa	Martinez	Sweeney	

NOES—35

Ackerman	Bowler	Kaloogian	Oller
Aguiar	Brewer	Leach	Poochigian
Alby	Campbell	Leonard	Pringle
Ashburn	Cardoza	Margett	Richter
Baca	Firestone	McClintock	Runner
Baldwin	Frusetta	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Woods
Bordonaro	House	Olberg	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 376

At 11:45 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. 376 passed by the following vote:

AYES—41

Alquist	Figueroa	Martinez	Thomson
Aroner	Floyd	Mazzoni	Villaraigosa
Baca	Gallegos	Migden	Vincent
Bowen	Havice	Murray	Washington
Brown	Hertzberg	Napolitano	Wayne
Caldera	Honda	Ortiz	Wildman
Cardenas	Keeley	Papan	Wright
Cardoza	Knox	Perata	Mr. Speaker
Davis	Kuehl	Shelley	
Ducheny	Lempert	Strom-Martin	
Escutia	Machado	Sweeney	

NOES—35

Ackerman	Brewer	Leonard	Poochigian
Aguiar	Campbell	Margett	Prenter
Alby	Cunneen	McClintock	Pringle
Ashburn	Firestone	Miller	Richter
Baldwin	Frusetta	Morrissey	Runner
Battin	Goldsmith	Morrow	Takasugi
Baugh	Kaloogian	Olberg	Thompson
Bordonaro	Kuykendall	Oller	Woods
Bowler	Leach	Pacheco	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 257

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.

Assembly Bill No. 257 passed by the following vote:

AYES—41

Alquist	Floyd	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Baca	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Wayne
Caldera	Keeley	Papan	Wildman
Cardenas	Knox	Perata	Wright
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Lempert	Shelley	
Escutia	Machado	Strom-Martin	
Figueroa	Martinez	Sweeney	

NOES—38

Ackerman	Campbell	Leach	Prenter
Aguiar	Cardoza	Leonard	Pringle
Alby	Cunneen	Margett	Richter
Ashburn	Firestone	McClintock	Runner
Baldwin	Frusetta	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Washington
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	
Brewer	Kuykendall	Poochigian	

Motion to Reconsider Assembly Bill No. 257 on Next Legislative Day

Assembly Member Thompson moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 257 was this day passed.

Assembly Bill No. 257 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 424

At 11:47 p.m., on motion of Assembly Member Martinez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 424 passed by the following vote:

AYES—48

Ackerman	Campbell	Leach	Prenter
Aguiar	Cardoza	Leonard	Pringle
Alby	Cunneen	Machado	Richter
Ashburn	Firestone	Margett	Runner
Baca	Frusetta	McClintock	Scott
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Washington
Bordonaro	Hertzberg	Olberg	Wayne
Bowler	House	Oller	Wildman
Brewer	Kaloogian	Pacheco	Woods
Caldera	Kuykendall	Poochigian	Mr. Speaker

NOES—25

Alquist	Gallegos	Migden	Thomson
Aroner	Honda	Murray	Torlakson
Bowen	Knox	Napolitano	Villaraigosa
Brown	Kuehl	Ortiz	Vincent
Davis	Lempert	Perata	
Escutia	Martinez	Shelley	
Figueroa	Mazzoni	Strom-Martin	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1420

At 11:47 p.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1420 refused passage by the following vote:

AYES—48

Aguiar	Escutia	Machado	Shelley
Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Floyd	Mazzoni	Sweeney
Baca	Gallegos	McClintock	Thomson
Battin	Havice	Migden	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Brown	Honda	Napolitano	Vincent
Caldera	Keeley	Ortiz	Washington
Cardenas	Knox	Papan	Wayne
Cardoza	Kuehl	Perata	Wildman
Davis	Kuykendall	Runner	Wright
Ducheny	Lempert	Scott	Mr. Speaker

NOES—29

Ackerman	Firestone	Miller	Pringle
Alby	Frusetta	Morrissey	Richter
Ashburn	Granlund	Morrow	Takasugi
Baugh	House	Olberg	Thompson
Bordonaro	Kaloogian	Oller	Woods
Bowler	Leach	Pacheco	
Brewer	Leonard	Poochigian	
Campbell	Margett	Prenter	

Motion to Amend Pursuant to Joint Rule 23.5

Assembly Member Shelley moved the adoption of amendments.

Amendments read.

Parliamentary Inquiry

Assembly Member Leonard arose to the following parliamentary inquiry:

By what Rule does an author amend a defeated bill, prior to the House granting reconsideration?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that pursuant to Joint Rule 23.5 if a bill fails to receive the necessary votes to make all sections effective, an amendment to remove all sections requiring the higher vote for passage from the bill shall be in order prior to the consideration of further business.

The question being on the adoption of Shelley amendments to Assembly Bill No. 1420 pursuant to Joint Rule 23.5.

Amendments adopted by the following vote:

AYES—42

Alquist	Floyd	Mazzoni	Sweeney
Aroner	Gallegos	McClintock	Torlakson
Baca	Havice	Migden	Villaraigosa
Bowen	Hertzberg	Murray	Vincent
Caldera	Honda	Napolitano	Washington
Cardenas	Keeley	Ortiz	Wayne
Cardoza	Knox	Papan	Wildman
Davis	Kuehl	Perata	Wright
Ducheny	Lempert	Scott	Mr. Speaker
Escutia	Machado	Shelley	
Figueroa	Martinez	Strom-Martin	

NOES—33

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	Miller	Runner
Ashburn	Frusetta	Morrissey	Takasugi
Baldwin	Goldsmith	Morrow	Thompson
Battin	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

Bill ordered reprinted, and to be returned to the third reading file.

ANNOUNCEMENT OF CONFERENCE COMMITTEE MEETING

Assembly Member Aroner announced that the Conference Committee on Welfare Reform would meet on Wednesday, June 4, 1997 at 8 a.m.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 309, Motion to Table Granlund Amendments: Martinez and Wright—Aye; McClintock—No.

Assembly Bill No. 309: Martinez and Wright—Aye; Alby—No.

Assembly Bill No. 1099: Alby, Baugh, Martinez, Woods, and Wright—Aye.

Assembly Bill No. 103: Bowen, Ducheny, Goldsmith, Knox, Kuykendall, Machado, Martinez, Prenter, and Wright—Aye; Alby, Firestone, Miller, Poochigian, and Woods—No.

Assembly Bill No. 153: Alby, Baca, Cardoza, Ducheny, Granlund, and Wright—Aye.

Assembly Bill No. 279, Battin Motion to Withdraw from Committee: Alby—Aye; Martinez and Wright—No.

Assembly Bill No. 327: Campbell, Cardenas, McClintock, and Wright—Aye.

Assembly Bill No. 399, and Urgency: Alby, Cardenas, Morrow, Woods, and Wright—Aye.

Assembly Bill No. 604: Cardenas and Wright—Aye; Bowen and Knox—No.

Assembly Bill No. 717: Cardenas, Escutia, Machado, and Wright—Aye.

Assembly Bill No. 749: Cardenas, Poochigian, and Wright—Aye.

Assembly Bill No. 889: Cardenas, Morrissey, Woods, and Wright—Aye; Alby, Margett, and Miller—No.

Assembly Bill No. 976: Battin, Morrissey, and Wildman—Aye; Baugh, Campbell, Morrow, and Olberg—No.

Assembly Constitutional Amendment No. 4: Cardenas, Olberg, Scott, and Wright—Aye.

Assembly Bill No. 826: Alquist, Ashburn, Cunneen, Goldsmith, Hertzberg, Kaloogian, Lempert, Machado, Torlakson, and Wildman—Aye.

Assembly Bill No. 323: Cardenas, Goldsmith, Hertzberg, Margett, Murray, and Woods—Aye; Machado, Villaraigosa, and Wildman—No.

Assembly Bill No. 426: Alby, Bordonaro, Brewer, Cardenas, Cardoza, Cunneen, Goldsmith, Kaloogian, Lempert, Machado, Margett, Miller, Oller, Pacheco, Poochigian, Prenter, and Wayne—Aye; Baugh, Campbell, and Morrow—No.

Assembly Bill No. 640: Alquist, Baugh, Campbell, Cardenas, Cunneen, Goldsmith, Machado, Morrissey, and Morrow—Aye.

Assembly Bill No. 1096: Baca, Battin, Baugh, Cardenas, Cunneen, Goldsmith, Granlund, Machado, Miller, Olberg, and Scott—Aye; Morrow—No.

Assembly Bill No. 1507: Cardenas, Goldsmith, Granlund, Honda, Machado, Murray, Prenter, and Woods—Aye; Cunneen, Leach, Margett, Miller, Morrissey, and Morrow, and Olberg—No.

Assembly Bill No. 1511: Ashburn, Bowen, Cardenas, Cunneen, Honda, Machado, and Murray—Aye.

Assembly Bill No. 1173: Cardenas, Cunneen, and Machado—Aye.

Assembly Bill No. 1303: Caldera, Cardenas, Kuehl, and Torlakson—Aye.

Assembly Bill No. 4: Bowler, Cardenas, Gallegos, Machado, and Woods—Aye.

Assembly Bill No. 6, and Urgency: Baldwin, Cardenas, Cardoza, Gallegos, Granlund, Machado, Margett, and Woods—Aye.

Assembly Bill No. 67, and Urgency: Cardenas, Frusetta, Granlund, Leach, Mazzoni, Miller, Prenter, and Woods—Aye; McClintock—No.

Assembly Bill No. 82: Baugh, Caldera, Cardenas, Granlund, Margett, McClintock, and Poochigian—Aye; Woods—No.

Assembly Bill No. 42: Alby, Bowler, Cardenas, Machado, and Woods—Aye.

Assembly Bill No. 45: Baugh, Cardenas, Machado, Olberg, and Thomson—Aye; McClintock—No.

Assembly Bill No. 115: Baugh, Caldera, Cardenas, and McClintock—Aye.

Assembly Bill No. 122: Caldera, Cardenas, Cunneen, and Pacheco—Aye.

Assembly Bill No. 168: Cardenas—Aye.

Assembly Bill No. 293: Cardenas, Martinez, and Migden—Aye.

Assembly Bill No. 301: Brewer, Cardenas, Havice, Miller, and Olberg—Aye; Morrow—No.

Assembly Bill No. 321: Baugh and Cardenas—Aye; Kaloogian—No.

Assembly Bill No. 381: Cardenas and Martinez—Aye.

Assembly Bill No. 411: Cardenas and Prenter—Aye; Baugh—No.

Assembly Bill No. 459: Cardenas and Poochigian—Aye.

Assembly Bill No. 490: Cardenas, Martinez, Murray, and Torlakson—Aye.

Assembly Bill No. 494: Cunneen, Prenter, and Takasugi—Aye; Alby, Baugh, and Kaloogian—No.

Assembly Bill No. 513: Knox—Aye.

Assembly Bill No. 641: Cunneen and Migden—Aye; Alby and Woods—No.

Assembly Bill No. 645: Aguiar and Campbell—Aye.

Assembly Bill No. 651: Woods—No.

Assembly Bill No. 652: Woods—No.

Assembly Bill No. 732: Migden—Aye.

Assembly Bill No. 760: Brewer and Prenter—Aye; Baugh, Olberg, and Woods—No.

Assembly Bill No. 780: Davis, Machado, and Shelley—Aye; Migden—No.

Assembly Bill No. 863: Ackerman, Baca, Baugh, Campbell, Margett, Shelley, Sweeney, and Villaraigosa—Aye.

Assembly Bill No. 870: Baca, Baldwin, Baugh, Brown, Caldera, Campbell, Cunneen, Ducheny, Prenter, Shelley, and Sweeney—Aye; Ackerman—No.

Assembly Bill No. 899: Mazzoni, Migden, and Richter—Aye; Ackerman, Baugh, Campbell, Cunneen, Granlund, and Margett—No.

Assembly Bill No. 932: Ackerman, Baugh, Campbell, Cunneen, Granlund, Margett, and Woods—No.

Assembly Bill No. 950: Aguiar, Baugh, Campbell, and Prenter—Aye; Ackerman—No.

Assembly Bill No. 954: Cardoza—Aye; Ackerman, Baugh, Campbell, and Margett—No.

Assembly Bill No. 993: Ackerman, Baugh, Caldera, Campbell, Havice, Honda, McClintock, and Migden—Aye.

Assembly Bill No. 1056: Ackerman, Baugh, Caldera, Campbell, Gallegos, Havice, Kaloogian, Margett, Migden, Oller, Pacheco, and Prenter—Aye.

Assembly Bill No. 1117: Ackerman, Baugh, Campbell, Cunneen, and Figueroa—Aye.

Assembly Bill No. 1127: Ackerman, Baugh, Campbell, Cardoza, Havice, Margett, and Pacheco—Aye.

Assembly Bill No. 1184: Brown, Gallegos, Granlund, and Morrissey—Aye; Ackerman, Baugh, Campbell, McClintock, Poochigian, Prenter, and Woods—No.

Assembly Bill No. 1281: Ackerman, Ashburn, Granlund, Knox, and Woods—Aye.

Assembly Bill No. 1339: Aguiar, Ashburn, Cardoza, Granlund, Machado, Martinez, Poochigian, Prenter, and Woods—Aye; Ackerman—No.

Assembly Bill No. 1415: Ashburn, Granlund, Martinez, and Poochigian—Aye.

Assembly Bill No. 1416: Ackerman, Ashburn, and Granlund—Aye.

Assembly Bill No. 1217: Alby, Ashburn, Bowen, Granlund, Martinez, Migden, Miller, and Runner—Aye.

Assembly Bill No. 1444: Granlund—Aye.

Assembly Bill No. 1513: Granlund—Aye; Lempert—No.

Assembly Bill No. 1520: Ducheny and Granlund—Aye.

Assembly Bill No. 1539: Washington—Aye; Baldwin, Baugh, and Granlund—No.

Assembly Bill No. 1606 and Urgency: Honda, Migden, and Washington—Aye.

Assembly Bill No. 1571: Ackerman, Alby, Baugh, Bowler, Kaloogian, Oller, and Prenter—No.

Assembly Bill No. 1572: Aguiar, Alby, Bowler, and Prenter—No.

Assembly Bill No. 1547: Martinez—Aye.

Assembly Bill No. 858: Leach—Aye.

Assembly Bill No. 1256: Olberg and Oller—No.

Assembly Bill No. 136: Havice—No.

Assembly Bill No. 1342: Baugh—No.

Assembly Bill No. 984: Prenter—No.

Assembly Bill No. 1570: Davis—Aye.

Assembly Bill No. 376: Prenter—No.

Assembly Bill No. 424: Machado—Aye.

Assembly Bill No. 1420, Shelley Amendments: Runner—No.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:54 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

AUTHORIZATION TO INTRODUCE BILLS PURSUANT TO JOINT RULE 54

Pursuant to the provisions of Joint Rule 54, the following 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 Jack Scott to introduce a bill relating to Transportation: California Transportation Commission. Request No. 9712744.

CRUZ M. BUSTAMANTE
Speaker of the Assembly

Dear Mr. Clerk: Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Ted Lempert to introduce a bill relating to California Internet Tax Freedom Act. Request No. 9714713.

CRUZ M. BUSTAMANTE
Speaker of the Assembly

Dear Mr. Clerk: Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Louis J. Papan to introduce a bill relating to Land use: Subdivision Map Act: tentative maps: expiration. Request No. 9715399.

CRUZ M. BUSTAMANTE
Speaker of the Assembly

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time.

ASSEMBLY BILL NO. 1613—Scott (Principal coauthor: Villaraigosa) (Principal Senate coauthor: Schiff). An act to add Section 14525.3 to the Government Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1614—Lempert, Cunneen, Alquist, Caldera, Kaloogian, Perata, Sweeney, and Wayne. An act to add Part 32 (commencing with Section 65001) to Division 2 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1615—Papan, Ackerman, Aguiar, Alby, Alquist, Ashburn, Baca, Baldwin, Battin, Baugh, Bordonaro, Bowler, Brewer, Bustamante, Caldera, Campbell, Cardenas, Cardoza, Cunneen, Ducheny, Escutia, Figueroa, Firestone, Frusetta, Gallegos, Goldsmith, Granlund, Havice, Hertzberg, Honda, House, Kaloogian, Keeley, Kuehl, Kuykendall, Leach, Leonard, Machado, Margett, Martinez, Mazzoni, McClintock, Migden, Miller, Morrissey, Morrow, Murray, Napolitano, Oller, Pacheco, Perata, Poochigian, Prenter, Pringle, Richter, Runner, Scott, Shelley, Strom-Martin, Takasugi, Thompson, Thomson, Torlakson, Villaraigosa, Vincent, Washington, Wayne, Wildman, Woods, and Wright. (Senator Monteith, coauthor). An act to amend Sections 66452.6 and 66463.5 of the Government Code, relating to land use, and declaring the urgency thereof, to take effect immediately.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 3, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 163
Assembly Bill No. 979
Assembly Bill No. 1536

And reports the same correctly enrolled, and presented to the Governor at 5:30 p.m., June 3, 1997

E. DOTSON WILSON, Chief Clerk

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: May 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1429

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

INTRODUCTION OF GUESTS

Assembly Member Battin, of the 80th Assembly District, introduced former Member of the Assembly, Phil Hawkins.

Assembly Member Scott, of the 44th Assembly District, introduced his wife Lacreta Scott and his son Gregory Scott.

Assembly Member Scott, of the 44th Assembly District, introduced students of Highland Oaks Elementary School, Arcadia.

Assembly Member Thomson, of the 8th Assembly District, introduced actor Mike Connors.

Assembly Member Napolitano, of the 58th Assembly District, introduced Le Vi Lam, UC Berkeley Intern from San Jose; Isaac Charles Taggart, of UC Berkeley; Dorothy Mayling Wu, UC Berkeley Intern from Studio City; and students from Brethren Elementary School of Norwalk.

Assembly Member Bowen, of the 53rd Assembly District, introduced Jackie Hahn, Janice Vincent, Gene Erbstoesser, Carlos Perez, Mark Collins, and Phil Tremonti.

Assembly Members Battin and Kaloogian, introduced Detective Noginder Rye, of the Sacramento County Sheriff's Department.

ADJOURNMENT

At 11:55 p.m., the Assembly adjourned until 9:30 a.m., Wednesday, June 4, 1997, out of respect to the memory of Doris McKinney, on motion of Assembly Member Baldwin, and out of respect to the memory of Sherrice Iverson, on motion of Assembly Member Wright.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 3, 1997

The following measures were amended in the Assembly on this day:

AB	RN
2	9714998
3	9715262
8	9715258
23	9715009
27	9715256
48	9715288
51	9715237
59	9712832
70	9715226
80	9714972
84	9715278
94	9715231
102	9715239
127	9714953
135	9715283
152	9715254
172	9715431
199	9715244
244	9715221
264	9715216
278	9715280
284	9715318
319	9715322
363	9714720
366	9715260
371	9715241
410	9715257
428	9715213
460	9714916
478	9715232
481	9714821
501	9715289
515	9715014
532	9715185
550	9715360
570	9715247
600	9715196
614	9715328
659	9715342
682	9715316
686	9715285
695	9715293
736	9715219
740	9715201
781	9715220
783	9715206
818	9715284
836	9715229
845	9715332
853	9715238
900	9715323
904	9715245
909	9715178
931	9715302
952	9715222
955	9715282
991	9715294
995	9715420
1027	9715412
1044	9715234
1077	9715764
1100	9715326
1193	9715094
1223	9715235
1264	9715359
1266	9715210
1271	9715233
1293	9715331
1304	9715277
1331	9715217
1335	9715218
1345	9715346
1346	9715214
1356	9715259
1378	9715246
1413	9715228
1419	9715227
1420	9715423
1433	9715211
1484	9715301
1532	9715394
1544	9715253

AB	RN
1554	9715267

HR	RN
32	9714780

SB	RN
47	9714982
133	9714903
294	9712878
531	9713258

Daily Total: 89
Cumulative Total: 2119

Amendments were considered by the Assembly, but not adopted, to the following measures:

AB	
115	(Olberg amendments—Set 1, laid upon the table)
115	(Oller amendments—Set 2, laid upon the table)
309	(Granlund amendments, RN 9715209, laid upon the table)
1539	(Kaloogian amendments, RN 9715397, laid upon the table)
1579	(Pringle amendments, RN 9715384, laid upon the table)

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, June 4, 1997

EIGHTY-THIRD SESSION DAY

ONE HUNDRED EIGHTY-FIFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, June 4, 1997

The Assembly met at 9:45 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Papan moved a quorum call of the Assembly. Motion carried. Time, 9:46 a.m.

Quorum Present

At 10:30 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—80:

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Lord, You have taught us that without love, all our accomplishments are worth nothing. Send us Your Holy Spirit and pour into our hearts that most excellent gift of love, the very bond of peace and of all virtues.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Frusetta 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 Alquist, seconded by Assembly Member Pacheco.

COMMUNICATIONS

Conference Committee

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 4, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Tom Torlakson to the Conference Committee on Assembly Bills 1006, 1400 and 1501 to replace Assemblymember Valerie Brown for Wednesday, June 4, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 4, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Mike Honda to the Conference Committee on Assembly Bills 1006, 1400 and 1501 to replace Assemblymember Carole Migden for Wednesday, June 4, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 4, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 532

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, June 4, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

House Resolution No. 32

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, June 4, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2
Assembly Bill No. 3
Assembly Bill No. 8
Assembly Bill No. 27
Assembly Bill No. 48
Assembly Bill No. 51
Assembly Bill No. 59
Assembly Bill No. 70
Assembly Bill No. 80
Assembly Bill No. 84
Assembly Bill No. 94
Assembly Bill No. 102
Assembly Bill No. 127
Assembly Bill No. 135
Assembly Bill No. 152
Assembly Bill No. 199
Assembly Bill No. 244
Assembly Bill No. 264
Assembly Bill No. 284
Assembly Bill No. 366
Assembly Bill No. 371
Assembly Bill No. 410
Assembly Bill No. 428
Assembly Bill No. 460
Assembly Bill No. 478
Assembly Bill No. 481
Assembly Bill No. 501
Assembly Bill No. 515
Assembly Bill No. 570
Assembly Bill No. 600
Assembly Bill No. 614
Assembly Bill No. 659

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, June 4, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 686
Assembly Bill No. 695
Assembly Bill No. 736
Assembly Bill No. 740
Assembly Bill No. 781
Assembly Bill No. 783
Assembly Bill No. 818
Assembly Bill No. 836
Assembly Bill No. 845
Assembly Bill No. 853
Assembly Bill No. 900
Assembly Bill No. 904
Assembly Bill No. 909
Assembly Bill No. 931
Assembly Bill No. 952
Assembly Bill No. 955
Assembly Bill No. 991
Assembly Bill No. 995
Assembly Bill No. 1044
Assembly Bill No. 1077
Assembly Bill No. 1100
Assembly Bill No. 1193
Assembly Bill No. 1223
Assembly Bill No. 1264
Assembly Bill No. 1266
Assembly Bill No. 1271
Assembly Bill No. 1293
Assembly Bill No. 1304
Assembly Bill No. 1331
Assembly Bill No. 1335
Assembly Bill No. 1345
Assembly Bill No. 1346

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, June 4, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1356	Assembly Bill No. 1433
Assembly Bill No. 1378	Assembly Bill No. 1484
Assembly Bill No. 1413	Assembly Bill No. 1544
Assembly Bill No. 1419	Assembly Bill No. 1554

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, June 4, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 23	Assembly Bill No. 550
Assembly Bill No. 172	Assembly Bill No. 682
Assembly Bill No. 278	Assembly Bill No. 1027
Assembly Bill No. 319	Assembly Bill No. 1420
Assembly Bill No. 363	Assembly Bill No. 1532

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, June 4, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61 (a) (7) as it relates to Assembly Bill No. 1609.

LOUIS J. PAPAN

Assembly Chamber, June 4, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61 (a) (5) and (a) (7) as it relates to Assembly Bill No. 1457.

CAROLE MIGDEN

Assembly Chamber, June 4, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61 (a) (3) and (a) (7) as it relates to Assembly Bill No. 1506.

EDWARD VINCENT

Above requests ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS

Committee on Education

June 4, 1997

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 66

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 66—An act relating to class size in the public elementary schools, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Education

June 4, 1997

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 250

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 250—An act relating to school facilities construction.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Local Government

June 4, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 79

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 79—An act to add Article 130 (commencing with Section 21700) to Chapter 1.5 of Part 3 of Division 2 of the Public Contract Code, relating to local agency contracts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Consumer Protection, Governmental Efficiency and Economic Development

June 4, 1997

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 243

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

SENATE BILL NO. 243—An act to amend Sections 7522, 7582.2, 7583.31, 7883.37, 7596.6, and 7597.6 of, and to repeal Section 7522.1 of, the Business and Professions Code, and to amend Sections 70 and 12033 of the Penal Code, relating to security services, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ADJOURN IN MEMORY

Assembly Member Campbell was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Father Henry M. Marusa, of Trabuco Canyon.

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Billy Thomas Bostock, of Davis.

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. 2, 8, 27, 59, 244, 264, 366, 410, 478, 481, 600, 740, 781, 783, 909, 1044, 1077, 1193, 1266, 1271, 1331, 1335, 1356, 1413, 1419, 1433, 51, 70, 84, 94, 135, 428, 736, 904, 952, 955, 1223, 1378, 1554, 48, 102, 199, 284, 570, 695, 818, 836, 853, 991, 931, 1304, 1346, 80, 127, 515, 3, 501, 659, 845, 900, 1293, 1484, 1544, 152, 371, 614, 686, 995, 1100, 1264, and **1345,** ordered to third reading.

Assembly Bill No. 460, ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 149—An act to amend Sections 241 and 243 of the Penal Code, relating to crimes.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 531—An act to add Section 13823.1 to the Penal Code, relating to community policing, 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. 920—An act to add Chapter 10 (commencing with Section 13890) to Title 6 of Part 4 of the Penal Code, relating to crime laboratories.

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. 963—An act to add Chapter 3.1 (commencing with Section 13825.1) to Title 6 of Part 4 of the Penal Code, relating to youth.

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. 1332—An act to add Chapter 6 (commencing with Section 295) to Title 9 of Part 1 of, and to repeal Section 290.2 of, the Penal Code, relating to criminal identification.

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. 242—An act to amend Section 15301 of the Government Code, relating to homeless shelters, 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. 761—An act to amend Sections 656.2 and 664 of, and to add Section 826.8 to, the Welfare and Institutions Code, relating to youth.

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. 786—An act to add Chapter 10 (commencing with Section 13890) to Title 6 of Part 4 of the Penal Code, relating to firearms, 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. 1019—An act to amend Section 6353 of, and to add Section 7284.3 to, the Revenue and Taxation Code, relating to taxation.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 793—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. 1391—An act to amend Section 11461 of the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1538—An act to amend Section 190.2 of the Penal Code, relating to crimes.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1337—An act to add Section 14087.326 to the Welfare and Institution Code, relating to health 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.

ASSEMBLY BILL NO. 1429—An act to add Section 13181 to the Water Code, relating to water, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 830 (Brewer)—An act to amend Sections 1357, 1357.06, 1357.11, 1357.14, 1357.50, 1357.51 of, to add Sections 1357.055, 1357.52, and 1357.53 to, and to add Article 3.17 (commencing with Section 1357.55) to, the Health and Safety Code, and to amend Sections 10198.6, 10198.7, 10700, and 10708 of, and to add Section 10123.57, 10144.3, and 10273.4 to, the Insurance Code, relating to health care coverage.

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. 100 (Granlund)—An act to amend Sections 9201, 9544, 9545, 9630, 9631, and 9718 of, to amend and renumber the heading of Chapter 14 (commencing with Section 9750) of Division 8.5 of, and to repeal Division 8.5 (commencing with Section 9000) of, the Welfare and Institutions Code, relating to aging.

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. 1054 (Goldsmith)—An act to amend Section 1749.5 of the Civil Code, and to amend Section 1520.5 of the Code of Civil Procedure, relating to gift certificates, and making an appropriation therefor.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

ASSEMBLY JOINT RESOLUTION NO. 28 (Ducheny)—Relative to Filipino 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.)

HOUSE RESOLUTION NO. 33 (Shelley)—Relative to USA Rugby's "Test Series '97."

Resolution read and adopted.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

HOUSE RESOLUTION NO. 23 (Caldera)—Relative to peptic ulcers.

Resolution read and adopted.

(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—73

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Murray	Villaraigosa
Bordonaro	Hertzberg	Napolitano	Vincent
Bowen	Honda	Olberg	Wayne
Bowler	House	Oller	Wildman
Brewer	Kaloogian	Ortiz	Woods
Brown	Keeley	Pacheco	Wright
Campbell	Knox	Papan	Mr. Speaker
Cardenas	Kuehl	Perata	
Cardoza	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—None

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 Bill No. 247, on request of Assembly Member Scott;

Assembly Constitutional Amendment No. 11 and **Assembly Bill No. 1359**, on request of Assembly Member Bowen.

At 10:39 a.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1603 (Bustamante)—An act to amend Section 1714.45 of the Civil Code, relating to liability, 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.)

Assembly Bill No. 1603 Passed Temporarily

By unanimous consent Assembly Bill No. 1603 was passed temporarily.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER ASSEMBLY BILL NO. 488

In compliance with a motion given on a previous day, Assembly Member Thompson moved that the vote be reconsidered whereby Assembly Bill No. 488 was passed.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Oller 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.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER ASSEMBLY BILL NO. 310

In compliance with a motion given on a previous day, Assembly Member Kuehl moved that the vote be reconsidered whereby Assembly Bill No. 310 was refused passage.

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, 10:58 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 83 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Villaraigosa was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 83 was refused passage; and that the bill be passed on file, to retain its place on file.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 257 TIME FOR DEBATE YIELDED

Without objection, Assembly Member Thompson yielded his time for debate to Assembly Member Baldwin.

In compliance with a motion given on a previous day by Assembly Member Thompson, Assembly Member Baldwin moved that the vote be reconsidered whereby Assembly Bill No. 257 was passed.

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, 11:10 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 136 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Villaraigosa was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 136 was refused passage; and that the bill be placed upon the inactive file.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO RECONSIDER ASSEMBLY BILL NO. 310

At 11:15 a.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 motion to reconsider the vote whereby Assembly Bill No. 310 was refused passage carried by the following vote:

AYES—45

Alquist	Ducheny	Martinez	Thomson
Aroner	Escutia	Mazzoni	Torlakson
Baca	Figueroa	Migden	Villaraigosa
Bowen	Gallegos	Murray	Vincent
Brewer	Havice	Napolitano	Washington
Brown	Hertzberg	Ortiz	Wayne
Caldera	Honda	Pacheco	Wildman
Campbell	Keeley	Perata	Wright
Cardenas	Knox	Scott	Mr. Speaker
Cardoza	Kuehl	Shelley	
Cunneen	Lempert	Strom-Martin	
Davis	Machado	Sweeney	

NOES—28

Ackerman	Bowler	Margett	Prenter
Aguiar	Goldsmith	McClintock	Pringle
Alby	Granlund	Miller	Richter
Ashburn	House	Morrissey	Runner
Baldwin	Kaloogian	Morrow	Takasugi
Baugh	Kuykendall	Olberg	Thompson
Bordonaro	Leach	Oller	Woods

ASSEMBLY BILL NO. 822 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Aroner was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 822 was refused passage; and that the bill be passed on file, to retain its place on file.

ASSEMBLY BILL NO. 1190 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Torlakson was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 1190 was refused passage; and that the bill be passed temporarily on file.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 101 WAIVED

Assembly Member Kuehl waived her motion to reconsider the vote whereby Assembly Bill No. 101 was refused passage.

At 11:15 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

MOTION TO TEMPORARILY SUSPEND THE RULES

Assembly Member Papan moved that the Rules be temporarily suspended for the purpose of limiting debate to 2 minutes to open debate, 2 minutes to close debate, 1 proponent and 1 opponent limited to 1 minute of time, and that the House not return to Motions and Resolutions until the end of the legislative day.

Assembly Member Morrissey seconded the motion.

Debate on Motion by Unanimous Consent

Speaker pro Tempore Kuehl was granted unanimous consent to permit Members to debate the Papan motion, which is not debatable.

Substitute Motion

Assembly Member Brown moved to offer a substitute motion that debate be limited to 3 minutes to open debate, 1 minute to close debate, 2 proponents, 2 opponents to be limited to 3 minutes each, and questions of the author on the author's closing time.

Substitute Motion Ruled Out of Order

Speaker pro Tempore Kuehl ruled that a substitute motion on a motion for temporary suspension of the Rules is not in order.

Point of Order

Assembly Member Papan arose to the following point of order:

The motion for temporary suspension of the Rules is not debatable.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken; but stated that the House had granted unanimous consent to permit debate on the motion for temporary suspension of the Rules to limit debate.

Point of Order

Assembly Member McClintock arose to the following point of order:

There is no motion pending before the Body except the Papan motion for temporary suspension of the Rules to limit debate, and therefore, the Papan motion is an Incidental Main Motion and fully open to debate.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled that the motion by Assembly Member Papan is for a temporary suspension of the Rules, and ruled Assembly Member McClintock's point of order not well-taken.

Request for Unanimous Consent

Assembly Member Pringle requested unanimous consent that Assembly Member McClintock be permitted to conclude his debate on the motion for temporary suspension of the Rules.

Assembly Member Papan objected.

Question Put to the Body

Speaker pro Tempore Kuehl put the question to the Body to permit Assembly Member McClintock to conclude debate on the motion for temporary suspension of the Rules to limit debate.

Unanimous consent was granted.

CAUCUS ANNOUNCEMENTS

At 11:35 a.m., by unanimous consent, the Democratic Caucus was permitted to meet in the Assembly Lounge, and the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 11:35 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 12:34 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

ADJOURN IN MEMORY

Assembly Member Brown was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Quimby Ghilotti, of Napa.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULES

Assembly Member Villaraigosa requested unanimous consent that the Rules be temporarily suspended to limit debate to 2 minutes to open debate, 2 minutes to close debate, and 2 proponents and 2 opponents limited to 2 minutes each.

Assembly Member McClintock withheld unanimous consent.

Debate Limited

Speaker pro Tempore Kuehl announced that debate would be limited by leadership agreement.

Parliamentary Inquiry

Assembly Member McClintock arose to the following parliamentary inquiry:

By what parliamentary authority does the Chair limit debate without permission of the House?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that debate would be limited to 2 minutes to open debate, 2 minutes to close debate, and 2 proponents and 2 opponents limited to 2 minutes each by agreement of leadership of each Caucus.

Motion Withdrawn

Assembly Member Papan, with consent of the second to the motion, withdrew his motion to temporarily suspend the Rules to limit debate to 2 minutes to open debate, 2 minutes to close debate, 1 proponent and 1 opponent limited to 1 minute of time, and that the House not return to Motions and Resolutions until the end of the legislative day.

ORDERS OF THE DAY DEMANDED

Assembly Member Pringle demanded the Orders of the Day.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
FURTHER CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1603

ASSEMBLY BILL NO. 1603 (Bustamante)—An act to amend Section 1714.45 of the Civil Code, relating to liability, 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—65

Aguiar	Davis	Machado	Shelley
Alby	Ducheny	Martinez	Strom-Martin
Alquist	Escutia	Mazzoni	Sweeney
Aroner	Figueroa	Migden	Takasugi
Baca	Firestone	Miller	Thompson
Battin	Frusetta	Morrissey	Thomson
Baugh	Gallegos	Murray	Torlakson
Bordonaro	Goldsmith	Napolitano	Villaraigosa
Bowen	Havice	Olberg	Vincent
Bowler	Hertzberg	Ortiz	Washington
Brewer	Honda	Pacheco	Wayne
Brown	Keeley	Perata	Wildman
Caldera	Knox	Poochigian	Wright
Campbell	Kuehl	Prenter	Mr. Speaker
Cardenas	Kuykendall	Pringle	
Cardoza	Leach	Richter	
Cunneen	Lempert	Scott	

NOES—9

Ackerman	House	McClintock
Ashburn	Kaloogian	Morrow
Granlund	Leonard	Oller

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1603: Assembly Member Bowler, from "No" to "Aye".

Above bill ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Bustamante was granted unanimous consent that the following statement of clarification be printed in the Journal:

Clarification—Assembly Bill No. 1603

June 4, 1997

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: The purpose of this letter is to clarify the scope of my tobacco bill, AB 1603. My bill simply clarifies that the state (or other public entity) may sue tobacco companies to recover the cost of benefits provided to ill smokers. The fact that the smoker may be banned from suing is not a defense to the action brought by the state, even though that fact may be a defense to an intervenor in these types of actions.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1396 (Bustamante)—An act to add Chapter 15 (commencing with Section 18996) to Part 6 of Division 9 of the Welfare and Institutions Code, relating to welfare reform.

Bill read third time, and passed by the following vote:

AYES—71

Ackerman	Cardoza	Kuykendall	Prenter
Aguiar	Cunneen	Leach	Pringle
Alby	Davis	Lempert	Scott
Alquist	Ducheny	Machado	Shelley
Aroner	Escutia	Margett	Strom-Martin
Ashburn	Figueroa	Martinez	Sweeney
Baca	Firestone	Mazzoni	Takasugi
Baldwin	Floyd	Migden	Thompson
Battin	Frusetta	Miller	Thomson
Baugh	Gallegos	Morrissey	Torlakson
Bordonaro	Goldsmith	Murray	Villaraigosa
Bowen	Granlund	Napolitano	Vincent
Bowler	Havice	Olberg	Washington
Brewer	Hertzberg	Ortiz	Wayne
Brown	Honda	Pacheco	Wildman
Caldera	Keeley	Papan	Wright
Campbell	Knox	Perata	Mr. Speaker
Cardenas	Kuehl	Poochigian	

NOES—6

House	Leonard	Morrow
Kaloogian	McClintock	Woods

Bill ordered transmitted to the Senate.

At 12:45 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 131 (Ortiz)—An act to amend Sections 12001 and 12071 of, and to add Section 12041 to, the Penal Code, relating to firearms.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Ortiz moved a call of the Assembly.

Motion carried. Time, 12:50 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 338 (Sweeney)—An act to add Chapter 4.8 (commencing with Section 19750) to Division 8 of the Business and Professions Code, relating to professional sports franchises.

Bill read third time.

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, 1:04 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 838 (Pacheco)—An act to add Sections 44205 and 44205.5 to the Education Code, relating to education.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Ducheny	Leonard	Richter
Aguiar	Escutia	Machado	Runner
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Mazzoni	Shelley
Aroner	Floyd	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	
Davis	Lempert	Pringle	

NOES—1

Martinez

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 712 (Ackerman)—An act to add and repeal Section 99315.7 of the Public Utilities Code, relating to transportation.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Ackerman moved a call of the Assembly.

Motion carried. Time, 1:10 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 229 (Battin)—An act to amend Sections 6585 and 6586 of the Government Code, relating to local agencies.

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, 1:12 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 382 (**Ducheny**)—An act to add Section 11329.8 to the Welfare and Institutions Code, relating to employment services.

Bill read third time, and passed by the following vote:

AYES—70

Aguiar	Figueroa	Machado	Scott
Alby	Firestone	Margett	Shelley
Alquist	Floyd	Martinez	Strom-Martin
Aroner	Frusetta	Mazzoni	Sweeney
Ashburn	Gallegos	Migden	Takasugi
Baca	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Thomson
Bowen	Havice	Murray	Torlakson
Bowler	Hertzberg	Napolitano	Villaraigosa
Brown	Honda	Olberg	Vincent
Caldera	Kaloogian	Oller	Washington
Campbell	Keeley	Ortiz	Wayne
Cardenas	Knox	Papan	Wildman
Cardoza	Kuehl	Perata	Woods
Cunneen	Kuykendall	Poochigian	Wright
Davis	Leach	Prenter	Mr. Speaker
Ducheny	Lempert	Pringle	
Escutia	Leonard	Runner	

NOES—6

Ackerman	Bordonaro	McClintock
Baldwin	House	Morrow

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 812, on request of Assembly Member Scott.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1291 (**Strom-Martin**)—An act to amend Section 24343 of, and to add Sections 17271.5 and 24443.5 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend

Assembly Member Strom-Martin moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 489 (Figueroa)—An act to amend Section 10209.3 of, and to add Section 10113.4 to, the Insurance Code, relating to life insurance.

Bill read third time, and passed by the following vote:

AYES—75

Ackerman	Davis	Leach	Prenter
Aguiar	Ducheny	Lempert	Richter
Alby	Escutia	Leonard	Scott
Alquist	Figueroa	Machado	Shelley
Aroner	Firestone	Margett	Strom-Martin
Ashburn	Floyd	Martinez	Sweeney
Baca	Frusetta	Mazzoni	Takasugi
Battin	Gallegos	Migden	Thompson
Baugh	Goldsmith	Miller	Thomson
Bordonaro	Granlund	Morrissey	Torlakson
Bowen	Havice	Morrow	Villaraigosa
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Caldera	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cunneen	Kuykendall	Poochigian	

NOES—3

Baldwin	McClintock	Pringle

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 847 (Wayne)—An act to add Article 10.1 (commencing with Section 25211) to Chapter 6.5 of Division 20 of the Health and Safety Code, and to amend Sections 42167 and 42175 of the Public Resources Code, relating to hazardous materials.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Pringle moved a call of the Assembly.

Motion carried. Time, 1:29 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 560 (Perata)—An act to amend Sections 1725, 1741, 1750, 1751, and 1764 of, and to add Sections 1768 and 1770 to, the Business and Professions Code, and to amend Section 14132 of the Welfare and Institutions Code, relating to dentistry, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Ducheny	Machado	Richter
Aguiar	Escutia	Margett	Scott
Alby	Figueroa	Martinez	Shelley
Alquist	Firestone	Mazzoni	Strom-Martin
Aroner	Floyd	McClintock	Sweeney
Ashburn	Frusetta	Migden	Takasugi
Baca	Gallegos	Miller	Thompson
Baldwin	Goldsmith	Morrissey	Thomson
Battin	Granlund	Morrow	Torlakson
Baugh	Havice	Murray	Villaraigosa
Bordonaro	Hertzberg	Napolitano	Vincent
Bowen	Honda	Olberg	Washington
Brewer	House	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Pacheco	Woods
Campbell	Kuehl	Papan	Wright
Cardenas	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	
Cunneen	Lempert	Prenter	
Davis	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 130 (Battin)—An act to amend Section 23175 of, and to add Section 23175.5 to, the Vehicle Code, relating to vehicles.

Bill read third time, and passed by the following vote:

AYES—75

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Pringle
Alquist	Escutia	Machado	Richter
Aroner	Figueroa	Margett	Runner
Ashburn	Firestone	Martinez	Scott
Baca	Frusetta	Mazzoni	Shelley
Baldwin	Gallegos	McClintock	Strom-Martin
Battin	Goldsmith	Migden	Sweeney
Baugh	Granlund	Miller	Takasugi
Bordonaro	Havice	Morrissey	Thompson
Bowen	Hertzberg	Morrow	Thomson
Bowler	Honda	Murray	Torlakson
Brewer	House	Napolitano	Vincent
Brown	Kaloogian	Olberg	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Mr. Speaker
Cardoza	Kuykendall	Perata	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 492 (Keeley)—An act to amend Section 98.7 of, and to add Section 1105.5 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 Keeley 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.

ASSEMBLY BILL NO. 556 (Pringle)—An act relating to special districts.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Pringle moved a call of the Assembly.

Motion carried. Time, 1:36 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 629 (Strom-Martin)—An act to add Sections 20441.5 and 31469.7 to the Government Code, and to add Sections 10800.01 and 18111 to the Welfare and Institutions Code, relating to county employees.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Pringle moved a call of the Assembly.

Motion carried. Time, 1:45 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 705 (Strom-Martin)—An act to amend Sections 12157, 12205, and 12305 of, and to add and repeal Article 2.1 (commencing with Section 12170) of Chapter 4 of Part 2 of Division 2 of, the Public Contract Code, to add Section 40196.3 to, and to add Chapter 18.5 (commencing with Section 42920) to Part 3 of Division 30 of, the Public Resources Code, relating to recycling.

Bill read third time.

Motion to Amend

Assembly Member Strom-Martin moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 741 (Washington)—An act to add Section 25339 to the Government Code, to add Section 1203.7 to the Penal Code, and to add and repeal Sections 17053.29 and 23629 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Amendments Withdrawn

Without objection, Assembly Member Washington withdrew his amendments to Assembly Bill No. 741—Set 1.

Bill read third time.

Motion to Amend by Assembly Member Runner—Set 2

Assembly Member Runner moved the adoption of amendments.

Amendments read.

Motion to Table Runner Amendments to Assembly Bill No. 741—Set 2

Assembly Member Shelley moved that the amendments offered by Assembly Member Runner to Assembly Bill No. 741—Set 2 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—42

Alquist	Figueroa	Martinez	Thomson
Aroner	Floyd	Mazzoni	Torlakson
Baca	Gallegos	Migden	Villaraigosa
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Caldera	Honda	Ortiz	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Machado	Sweeney	

NOES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—54

Aguiar	Escutia	Machado	Shelley
Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Floyd	Mazzoni	Sweeney
Baca	Frusetta	McClintock	Thomson
Baldwin	Gallegos	Migden	Torlakson
Baugh	Goldsmith	Morrissey	Villaraigosa
Bowen	Granlund	Murray	Vincent
Brown	Havice	Napolitano	Washington
Caldera	Hertzberg	Oller	Wayne
Cardenas	Honda	Ortiz	Wildman
Cardoza	Kaloogian	Papan	Wright
Cunneen	Keeley	Perata	Mr. Speaker
Davis	Knox	Prenter	
Ducheny	Lempert	Scott	

NOES—19

Ackerman	Brewer	Miller	Pringle
Alby	Firestone	Morrow	Richter
Battin	House	Olberg	Takasugi
Bordonaro	Kuykendall	Pacheco	Thompson
Bowler	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

Objection to Vote Adds

Assembly Member Runner withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Shelley motion to table Runner amendments to Assembly Bill No. 741—Set 2.

ASSEMBLY BILL NO. 762 (Torlakson)—An act to amend Sections 11837, 11837.1, 11837.2, 11837.3, and 11837.4 of the Health and Safety Code, to amend Sections 1170.1 and 1463.25 of the Penal Code, and to amend Sections 13352, 14602.6, 23103.5, 23160, 23161, 23165, 23166, 23170, 23171, 23175, 23176, 23180, 23181, 23185, 23186, 23190, 23191, 23195, 23196, 23198, 23200, 23246, 23247, 2324.52, 23249.53, and 23249.54 of, to add Sections 14601.9, 14602.7, 14603.5, 23207.5, and 42001.15 to, and to repeal Sections 23249.57 and 23249.58 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 Thompson moved a call of the Assembly.

Motion carried. Time, 1:58 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 776 (Baca)—An act to add Section 48205.5 to the Education Code, relating pupils.

Bill read third time.

Motion to Amend by Assembly Member Pacheco

Assembly Member Pacheco moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 832 (Poochigian)—An act to amend Section 666.5 of, and to add Section 666.6 to, the Penal Code, and to amend Section 10851 of the Vehicle Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—68

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Davis	Lempert	Prenter
Alby	Escutia	Leonard	Pringle
Alquist	Figueroa	Machado	Richter
Ashburn	Firestone	Margett	Runner
Baca	Frusetta	McClintock	Scott
Baldwin	Gallegos	Miller	Sweeney
Battin	Goldsmith	Morrissey	Takasugi
Baugh	Granlund	Morrow	Thompson
Bordonaro	Havice	Murray	Torlakson
Bowler	Hertzberg	Napolitano	Vincent
Brewer	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Caldera	Kaloogian	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuykendall	Perata	Mr. Speaker

NOES—6

Aroner	Ducheny	Mazzoni
Bowen	Kuehl	Migden

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 864 (Thomson)—An act to add Section 97.48 to the Revenue and Taxation Code, relating to local government finance.

Bill read third time, and passed by the following vote:

AYES—46

Alquist	Figueroa	Machado	Thomson
Aroner	Floyd	Mazzoni	Torlakson
Baca	Gallegos	Migden	Villaraigosa
Bowen	Goldsmith	Murray	Vincent
Brown	Granlund	Napolitano	Washington
Caldera	Havice	Ortiz	Wayne
Campbell	Hertzberg	Papan	Wildman
Cardenas	Honda	Perata	Woods
Cardoza	Keeley	Scott	Wright
Davis	Knox	Shelley	Mr. Speaker
Ducheny	Kuehl	Strom-Martin	
Escutia	Lempert	Sweeney	

NOES—31

Ackerman	Brewer	Margett	Pacheco
Aguiar	Cunneen	Martinez	Poochigian
Alby	Firestone	McClintock	Prenter
Ashburn	House	Miller	Pringle
Baldwin	Kaloogian	Morrissey	Richter
Baugh	Kuykendall	Morrow	Runner
Bordonaro	Leach	Olberg	Takasugi
Bowler	Leonard	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 864: Assembly Member Campbell, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 956 (Figueroa)—An act to amend Sections 4453, 4659, and 4703.5 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 Thompson moved a call of the Assembly.

Motion carried. Time, 2:10 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1021 (Caldera)—An act relating to the Korean American Museum, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—65

Aguiar	Figueroa	Martinez	Strom-Martin
Alby	Firestone	Mazzoni	Sweeney
Alquist	Frusetta	Migden	Takasugi
Aroner	Gallegos	Miller	Thompson
Baca	Goldsmith	Morrissey	Thomson
Battin	Granlund	Murray	Torlakson
Bowen	Havice	Napolitano	Villaraigosa
Bowler	Hertzberg	Ortiz	Vincent
Brown	Honda	Pacheco	Washington
Caldera	Keeley	Papan	Wayne
Campbell	Knox	Perata	Wildman
Cardenas	Kuehl	Poochigian	Woods
Cardoza	Kuykendall	Prenter	Wright
Cunneen	Lempert	Pringle	Mr. Speaker
Davis	Leonard	Richter	
Ducheny	Machado	Scott	
Escutia	Margett	Shelley	

NOES—12

Ackerman	Bordonaro	Leach	Olberg
Baldwin	Brewer	McClintock	Oller
Baugh	Kaloogian	Morrow	Runner

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1109, on request of Assembly Member Escutia.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1162 (Havice)—An act to amend Sections 52100, 52104, and 52106 of, amend the heading of Chapter 6.9 (commencing with Section 52100) of Part 28 of, and to repeal Section 52110 of, the Education Code, relating to education.

Bill read third time.

Motion to Amend by Assembly Member Baldwin

Assembly Member Baldwin moved the adoption of amendments.

Amendments read.

Motion to Table Baldwin Amendments to Assembly Bill No. 1162

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Baldwin to Assembly Bill No. 1162 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—41

Alquist	Figueroa	Mazzoni	Torlakson
Aroner	Floyd	Migden	Villaraigosa
Baca	Gallegos	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Brown	Hertzberg	Ortiz	Wayne
Caldera	Honda	Papan	Wildman
Cardenas	Keeley	Perata	Wright
Cardoza	Knox	Shelley	Mr. Speaker
Davis	Kuehl	Strom-Martin	
Ducheny	Lempert	Sweeney	
Escutia	Machado	Thomson	

NOES—38

Ackerman	Campbell	Leonard	Poochigian
Aguiar	Cunneen	Margett	Prenter
Alby	Firestone	Martinez	Pringle
Ashburn	Frusetta	McClintock	Richter
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	Woods
Bowler	Kuykendall	Oller	
Brewer	Leach	Pacheco	

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 Baca 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.

ASSEMBLY BILL NO. 1194 (Villaraigosa)—An act to add Sections 10063, 10063.1, 10063.2, 11324.71, 11324.72, 11328.15, and 11329.6 to the Welfare and Institutions Code, relating to human services, 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 and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 1197 (Villaraigosa)—An act to amend Section 14132.95 of, to add Sections 12305.6 and 14007.65 to, and to add Chapter 10.1 (commencing with Section 18930), Chapter 10.2 (commencing with Section 18935), and Chapter 10.3 (commencing with Section 18940) to Part 6 of Division 9 of, the Welfare and Institutions Code, relating to human services, 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 and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 1206 (Martinez)—An act to add Section 30.5 to the Education Code, relating to education.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Floyd	Migden	Sweeney
Baca	Frusetta	Miller	Takasugi
Baldwin	Gallegos	Morrissey	Thompson
Battin	Goldsmith	Morrow	Thomson
Baugh	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Mr. Speaker
Cardenas	Kuykendall	Poochigian	
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—1

Wright

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1206: Assembly Member Wright, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1245 (Martinez)—An act to amend, repeal, and add Sections 3306, 3354, and 3440 of, and to add Section 3451.5 to, the Business and Professions Code, relating to hearing aid dispensers.

Bill read third time, and passed by the following vote:

AYES—46

Alquist	Ducheny	Martinez	Sweeney
Aroner	Escutia	Mazzoni	Thomson
Baca	Figueroa	Migden	Torlakson
Bordonaro	Floyd	Morrissey	Villaraigosa
Bowen	Gallegos	Murray	Vincent
Brown	Granlund	Napolitano	Washington
Caldera	Havice	Ortiz	Wayne
Campbell	Hertzberg	Papan	Wildman
Cardenas	Honda	Perata	Wright
Cardoza	Keeley	Scott	Mr. Speaker
Cunneen	Knox	Shelley	
Davis	Kuehl	Strom-Martin	

NOES—31

Ackerman	Brewer	Lempert	Pacheco
Aguiar	Firestone	Leonard	Poochigian
Alby	Frusetta	Margett	Prenter
Ashburn	Goldsmith	McClintock	Pringle
Baldwin	House	Miller	Runner
Battin	Kaloogian	Morrow	Takasugi
Baugh	Kuykendall	Olberg	Woods
Bowler	Leach	Oller	

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 1245: Assembly Member Lempert, from "Aye" to "No"; Assembly Member Campbell, from "No' to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1333 (Martinez)—An act to amend Section 1367.21 of the Health and Safety Code, and to amend Sections 10123.195 and 10233.2 of the Insurance Code, relating to health care.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Martinez moved a call of the Assembly.

Motion carried. Time, 2:30 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 271 (Villaraigosa)—An act to amend Sections 6050, 6051, 6126, 13601, and 13602 of the Penal Code, and to amend Section 1049 of the Welfare and Institutions Code, relating to corrections, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Villaraigosa moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

BILLS PASSED ON FILE AND PLACED UPON THE INACTIVE FILE

Assembly Bill No. 250—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. 241 (Lempert)—An act to add Chapter 6.5 (commencing with Section 31275) to Division 21 of the Public Resources Code, relating to coastal resources.

Bill read third time.

Motion to Re-refer Assembly Bill No. 241 to Committee

Assembly Member Brewer moved that Assembly Bill No. 241 be re-referred to the Committee on Natural Resources.

Assembly Member Kaloogian seconded the motion.

Motion lost by the following vote:

AYES—38

Ackerman	Campbell	Leach	Papan
Aguiar	Cardoza	Leonard	Poochigian
Alby	Firestone	Margett	Prenter
Ashburn	Floyd	McClintock	Pringle
Baldwin	Frusetta	Miller	Runner
Battin	Goldsmith	Morrissey	Takasugi
Baugh	Granlund	Morrow	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	
Brewer	Kuykendall	Pacheco	

NOES—39

Alquist	Escutia	Machado	Thomson
Aroner	Figueroa	Martinez	Torlakson
Baca	Gallegos	Mazzoni	Villaraigosa
Bowen	Havice	Migden	Vincent
Brown	Hertzberg	Murray	Washington
Caldera	Honda	Ortiz	Wayne
Cardenas	Keeley	Perata	Wildman
Cunneen	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Sweeney	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—47

Alquist	Ducheny	Lempert	Strom-Martin
Aroner	Escutia	Machado	Sweeney
Baca	Figueroa	Martinez	Thomson
Bordonaro	Gallegos	Mazzoni	Torlakson
Bowen	Goldsmith	Migden	Villaraigosa
Brewer	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Caldera	Honda	Ortiz	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Richter	Wright
Cunneen	Kuykendall	Scott	Mr. Speaker
Davis	Leach	Shelley	

NOES—29

Ackerman	Campbell	Miller	Pringle
Aguiar	Floyd	Morrissey	Runner
Alby	Granlund	Morrow	Takasugi
Ashburn	House	Olberg	Thompson
Baldwin	Kaloogian	Oller	Woods
Battin	Leonard	Papan	
Baugh	Margett	Poochigian	
Bowler	McClintock	Prenter	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1607 (Committee on Budget)—An act making an appropriation for the payment of judgments and settlement claims against the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Ducheny.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

Ackerman	Cunneen	Leach	Pringle
Aguiar	Davis	Lempert	Richter
Alby	Ducheny	Machado	Runner
Alquist	Escutia	Margett	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Floyd	McClintock	Sweeney
Baldwin	Frusetta	Migden	Takasugi
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Villaraigosa
Bowler	Hertzberg	Napolitano	Vincent
Brewer	Honda	Olberg	Washington
Brown	House	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Perata	Woods
Cardenas	Kuehl	Poochigian	Wright
Cardoza	Kuykendall	Prenter	Mr. Speaker

NOES—1

Leonard

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

Ackerman	Cunneen	Leach	Pringle
Aguiar	Davis	Lempert	Richter
Alby	Ducheny	Machado	Runner
Alquist	Escutia	Margett	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Floyd	McClintock	Sweeney
Baldwin	Frusetta	Migden	Takasugi
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Villaraigosa
Bowler	Hertzberg	Napolitano	Vincent
Brewer	Honda	Olberg	Washington
Brown	House	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Perata	Woods
Cardenas	Kuehl	Poochigian	Wright
Cardoza	Kuykendall	Prenter	Mr. Speaker

NOES—1

Leonard

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 10 (Ducheny)—An act to add Section 50517.8 to the Health and Safety Code, relating to housing, 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.

At 2:52 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 17 (Machado)—An act to amend Section 49076 of, and to add Section 51850.1 to, the Education Code, and to amend Sections 12507 and 12514 of, and to add Section 12807.2 to, the Vehicle Code, relating to vehicles.

Bill read third time, and passed by the following vote:

AYES—53

Aguiar	Escutia	Leach	Shelley
Alby	Figueroa	Lempert	Sweeney
Alquist	Frusetta	Machado	Takasugi
Ashburn	Gallegos	Miller	Torlakson
Baca	Goldsmith	Morrissey	Villaraigosa
Bowen	Granlund	Morrow	Vincent
Brewer	Havice	Murray	Wayne
Brown	Hertzberg	Napolitano	Wildman
Caldera	Honda	Ortiz	Woods
Campbell	House	Pacheco	Wright
Cardenas	Keeley	Perata	Mr. Speaker
Cardoza	Knox	Poochigian	
Cunneen	Kuehl	Prenter	
Ducheny	Kuykendall	Scott	

NOES—14

Ackerman	Bowler	McClintock	Thompson
Baldwin	Floyd	Migden	Washington
Baugh	Kaloogian	Olberg	
Bordonaro	Leonard	Oller	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 39—Passed on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 112 (Escutia)—An act relating to health.

Bill read third time, and passed by the following vote:

AYES—41

Alquist	Gallegos	Migden	Torlakson
Aroner	Havice	Murray	Villaraigosa
Baca	Hertzberg	Napolitano	Vincent
Bowen	Honda	Ortiz	Washington
Brown	Keeley	Papan	Wayne
Caldera	Knox	Perata	Wildman
Cardenas	Kuehl	Scott	Wright
Davis	Lempert	Shelley	Mr. Speaker
Ducheny	Machado	Strom-Martin	
Escutia	Martinez	Sweeney	
Figueroa	Mazzoni	Thomson	

NOES—34

Ackerman	Campbell	Leach	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Firestone	Margett	Pringle
Ashburn	Frusetta	McClintock	Richter
Baldwin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	House	Morrow	Thompson
Bowler	Kaloogian	Olberg	
Brewer	Kuykendall	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 123 (Wildman)—An act to amend Section 270 of the Penal Code, relating to support.

Bill read third time, and passed by the following vote:

AYES—67

Aguiar	Cunneen	Lempert	Runner
Alby	Davis	Leonard	Scott
Alquist	Escutia	Machado	Shelley
Aroner	Figueroa	Margett	Strom-Martin
Ashburn	Firestone	Martinez	Sweeney
Baca	Gallegos	Mazzoni	Takasugi
Baldwin	Goldsmith	McClintock	Thomson
Battin	Granlund	Migden	Torlakson
Bordonaro	Havice	Miller	Villaraigosa
Bowen	Hertzberg	Morrissey	Vincent
Bowler	Honda	Murray	Washington
Brewer	House	Napolitano	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Pacheco	Woods
Campbell	Kuehl	Papan	Wright
Cardenas	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Prenter	

NOES—5

Ackerman	Morrow	Pringle
Baugh	Olberg	

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—Assembly Bill No. 123

5 June, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: This is to clarify that I intended to vote no on AB 123, File Number 183, June 4. Due to a mechanical error, my vote was inaccurately recorded.

Sincerely,

CAROLE MIGDEN, Assembly Member
Thirteenth District

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 142 (Brown)—An act to amend Sections 52124 and 52126 of the Education Code, relating to class size reduction.

Bill read third time, and passed by the following vote:

AYES—69

Ackerman	Davis	Lempert	Shelley
Aguiar	Ducheny	Machado	Strom-Martin
Alby	Escutia	Margett	Sweeney
Alquist	Figueroa	Martinez	Takasugi
Aroner	Firestone	Mazzoni	Thompson
Ashburn	Floyd	Migden	Thomson
Baca	Frusetta	Miller	Torlakson
Baldwin	Gallegos	Morrissey	Villaraigosa
Battin	Goldsmith	Murray	Vincent
Baugh	Granlund	Napolitano	Washington
Bordonaro	Havice	Olberg	Wayne
Bowen	Hertzberg	Ortiz	Wildman
Brown	Honda	Pacheco	Woods
Caldera	Kaloogian	Papan	Wright
Campbell	Keeley	Perata	Mr. Speaker
Cardenas	Knox	Poochigian	
Cardoza	Kuehl	Prenter	
Cunneen	Kuykendall	Scott	

NOES—4

Brewer	House	Morrow	Pringle

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 142: Assembly Member Villaraigosa, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 167 (Brewer)—An act to amend Section 46201 of the Education Code, relating to school finance, 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—77

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Floyd	Migden	Sweeney
Baca	Frusetta	Miller	Takasugi
Baldwin	Gallegos	Morrissey	Thompson
Battin	Goldsmith	Morrow	Thomson
Baugh	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Villaraigosa
Bowen	Hertzberg	Olberg	Vincent
Bowler	Honda	Oller	Wayne
Brewer	House	Ortiz	Wildman
Brown	Kaloogian	Pacheco	Woods
Caldera	Keeley	Papan	Wright
Campbell	Knox	Perata	Mr. Speaker
Cardenas	Kuehl	Poochigian	
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—1

McClintock.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Floyd	Migden	Sweeney
Baca	Frusetta	Miller	Takasugi
Baldwin	Gallegos	Morrissey	Thompson
Battin	Goldsmith	Morrow	Thomson
Baugh	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Villaraigosa
Bowen	Hertzberg	Olberg	Vincent
Bowler	Honda	Oller	Wayne
Brewer	House	Ortiz	Wildman
Brown	Kaloogian	Pacheco	Woods
Caldera	Keeley	Papan	Wright
Campbell	Knox	Perata	Mr. Speaker
Cardenas	Kuehl	Poochigian	
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—1

McClintock.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 248 (Honda)—An act to add Chapter 12.5 (commencing with Section 52920) to Part 28 of the Education Code, relating to education, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—76

Aguiar	Escutia	Leonard	Pringle
Alby	Figueroa	Machado	Richter
Alquist	Firestone	Margett	Runner
Aroner	Floyd	Martinez	Scott
Ashburn	Frusetta	Mazzoni	Shelley
Baca	Gallegos	Migden	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Baugh	Granlund	Morrissey	Takasugi
Bowen	Havice	Morrow	Thompson
Bowler	Hertzberg	Murray	Thomson
Brewer	Honda	Napolitano	Torlakson
Brown	House	Olberg	Villaraigosa
Caldera	Kaloogian	Oller	Vincent
Campbell	Keeley	Ortiz	Washington
Cardenas	Knox	Pacheco	Wayne
Cardoza	Kuehl	Papan	Wildman
Cunneen	Kuykendall	Perata	Woods
Davis	Leach	Poochigian	Wright
Ducheny	Lempert	Prenter	Mr. Speaker

NOES—3

Ackerman	Bordonaro	McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 267 (Lempert)—An act to add Sections 17030.7, 17269, and 32006 to, and to add and repeal Section 32005 of, the Education Code, relating to school facilities.

Bill read third time, and passed by the following vote:

AYES—50

Aguiar	Escutia	Martinez	Strom-Martin
Alquist	Figueroa	Mazzoni	Sweeney
Aroner	Frusetta	Migden	Thomson
Baca	Gallegos	Morrissey	Torlakson
Bowen	Goldsmith	Murray	Villaraigosa
Brown	Havice	Napolitano	Vincent
Caldera	Hertzberg	Ortiz	Washington
Campbell	Honda	Pacheco	Wayne
Cardenas	Keeley	Papan	Wildman
Cardoza	Knox	Perata	Wright
Cunneen	Kuehl	Prenter	Mr. Speaker
Davis	Lempert	Richter	
Ducheny	Machado	Shelley	

NOES—22

Ackerman	Bowler	McClintock	Pringle
Alby	Brewer	Miller	Takasugi
Ashburn	Granlund	Morrow	Thompson
Battin	House	Olberg	Woods
Baugh	Kaloogian	Oller	
Bordonaro	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 269 (Ortiz)—An act to add Chapter 2.21 (commencing with Section 1399.81) to Division 2 of the Health and Safety Code, relating to health.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 291 (Granlund)—An act to add Section 13613 to the Water Code, relating to water.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Floyd	Migden	Sweeney
Baca	Frusetta	Miller	Takasugi
Baldwin	Gallegos	Morrissey	Thompson
Battin	Goldsmith	Morrow	Thomson
Baugh	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Villaraigosa
Bowen	Hertzberg	Olberg	Vincent
Bowler	Honda	Oller	Washington
Brewer	House	Ortiz	Wayne
Brown	Kaloogian	Pacheco	Wildman
Caldera	Keeley	Papan	Woods
Campbell	Knox	Perata	Wright
Cardenas	Kuehl	Poochigian	Mr. Speaker
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—2

Martinez	McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 326 (Ortiz)—An act to add Article 25 (commencing with Section 8498.1) to Chapter 2 of Part 6 of the Education Code, and to add Section 11325.1 to the Welfare and Institutions Code, relating to human services.

Bill read third time, and passed by the following vote:

AYES—53

Alby	Figueroa	Machado	Sweeney
Alquist	Firestone	Mazzoni	Takasugi
Aroner	Floyd	Migden	Thomson
Baca	Gallegos	Morrissey	Torlakson
Bowen	Goldsmith	Murray	Villaraigosa
Bowler	Granlund	Napolitano	Vincent
Brown	Havice	Ortiz	Washington
Caldera	Hertzberg	Pacheco	Wayne
Cardenas	Honda	Papan	Wildman
Cardoza	Keeley	Perata	Wright
Cunneen	Knox	Prenter	Mr. Speaker
Davis	Kuehl	Scott	
Ducheny	Kuykendall	Shelley	
Escutia	Lempert	Strom-Martin	

NOES—25

Ackerman	Brewer	Martinez	Pringle
Aguiar	Campbell	McClintock	Runner
Ashburn	House	Miller	Thompson
Baldwin	Kaloogian	Morrow	Woods
Battin	Leach	Olberg	
Baugh	Leonard	Oller	
Bordonaro	Margett	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 351 (Scott)—An act to amend Section 44300 of, and to add Article 5.6 (commencing with Section 44305) to Chapter 2 of Part 25 of, the Education Code, relating to teacher credentialing.

Bill read third time, and passed by the following vote:

AYES—79

Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker
Davis	Lempert	Prenter	

NOES—1

Ackerman

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 352 (Scott)—An act to add Article 13 (commencing with Section 44400) to Chapter 2 of Part 25 of the Education Code, relating to teacher credentialing.

Bill read third time, and passed by the following vote:

AYES—79

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 353 (Wildman)—An act to amend and renumber Section 69619.1 of, to add Sections 44391, 44392, 44393, 44394, and 44395 to, and to repeal Section 44391 of, the Education Code, relating to teachers, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—44

Alquist	Escutia	Lempert	Shelley
Aroner	Figueroa	Machado	Strom-Martin
Baca	Floyd	Martinez	Sweeney
Battin	Frusetta	Mazzoni	Thomson
Bowen	Gallegos	Migden	Torlakson
Brown	Goldsmith	Murray	Villaraigosa
Caldera	Havice	Napolitano	Vincent
Cardenas	Hertzberg	Ortiz	Wayne
Cardoza	Honda	Papan	Wildman
Davis	Knox	Perata	Wright
Ducheny	Kuehl	Scott	Mr. Speaker

NOES—27

Ackerman	Campbell	Margett	Pacheco
Alby	Granlund	McClintock	Poochigian
Ashburn	House	Miller	Prenter
Baugh	Kaloogian	Morrissey	Pringle
Bordonaro	Kuykendall	Morrow	Takasugi
Bowler	Leach	Olberg	Thompson
Brewer	Leonard	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 353: Assembly Member Frusetta, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 367 (Havice)—An act to add Article 5 (commencing with Section 49350) to Chapter 8 of Part 27 of the Education Code, relating to education.

Bill read third time, and passed by the following vote:

AYES—45

Alquist	Floyd	Mazzoni	Thomson
Aroner	Frusetta	Migden	Torlakson
Baca	Gallegos	Murray	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Brown	Hertzberg	Ortiz	Washington
Caldera	Honda	Papan	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Prenter	Wright
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Lempert	Shelley	
Escutia	Machado	Strom-Martin	
Figueroa	Martinez	Sweeney	

NOES—32

Ackerman	Bowler	Leach	Oller
Aguiar	Brewer	Leonard	Pacheco
Alby	Campbell	Margett	Poochigian
Ashburn	Goldsmith	McClintock	Pringle
Baldwin	Granlund	Miller	Runner
Battin	House	Morrissey	Takasugi
Baugh	Kaloogian	Morrow	Thompson
Bordonaro	Kuykendall	Olberg	Woods

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 407 (Napolitano)—An act to add Sections 31789.3 and 31789.5 to the Government Code, relating to public employees.

Bill read third time, and passed by the following vote:

AYES—52

Alquist	Ducheny	Lempert	Strom-Martin
Alby	Escutia	Machado	Sweeney
Alquist	Figueroa	Martinez	Takasugi
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bordonaro	Granlund	Morrissey	Villaraigosa
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Washington
Brown	Honda	Ortiz	Wayne
Caldera	House	Papan	Wildman
Cardenas	Keeley	Perata	Woods
Cardoza	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker

NOES—24

Ackerman	Campbell	Leonard	Pacheco
Ashburn	Cunneen	McClintock	Poochigian
Baldwin	Goldsmith	Miller	Prenter
Battin	Kaloogian	Morrow	Pringle
Baugh	Kuykendall	Olberg	Runner
Brewer	Leach	Oller	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 407: Assembly Member Frusetta, from "No" to "Not Voting".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 418 (Migden)—An act to add and repeal Chapter 3.2 (commencing with Section 8580) of Part 6 of the Education Code, relating to education.

Bill read third time, and passed by the following vote:

AYES—56

Alquist	Firestone	Machado	Scott
Aroner	Floyd	Margett	Shelley
Baca	Frusetta	Martinez	Strom-Martin
Bowen	Gallegos	Mazzoni	Sweeney
Brown	Goldsmith	Migden	Takasugi
Caldera	Havice	Miller	Thomson
Campbell	Hertzberg	Morrissey	Torlakson
Cardenas	Honda	Murray	Villaraigosa
Cardoza	Keeley	Napolitano	Vincent
Cunneen	Knox	Ortiz	Washington
Davis	Kuehl	Pacheco	Wayne
Ducheny	Kuykendall	Papan	Wildman
Escutia	Lempert	Perata	Wright
Figueroa	Leonard	Prenter	Mr. Speaker

NOES—22

Ackerman	Baugh	Kaloogian	Pringle
Aguiar	Bordonaro	McClintock	Runner
Alby	Bowler	Morrow	Thompson
Ashburn	Brewer	Olberg	Woods
Baldwin	Granlund	Oller	
Battin	House	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 486 (Margett)—An act to add and repeal Chapter 8 (commencing with Section 2100) of Part 2 of the Education Code, and to add and repeal Article 24.6 (commencing with Section 899) of Chapter 2 of Part 1 of Division 2 of the Welfare and Institutions Code, relating to juveniles, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Davis	Lempert	Runner
Aguiar	Ducheny	Leonard	Scott
Alby	Escutia	Machado	Shelley
Alquist	Figueroa	Margett	Strom-Martin
Aroner	Firestone	Martinez	Sweeney
Ashburn	Floyd	Mazzoni	Takasugi
Baca	Frusetta	Migden	Thompson
Baldwin	Gallegos	Miller	Thomson
Battin	Goldsmith	Morrissey	Torlakson
Baugh	Granlund	Morrow	Villaraigosa
Bordonaro	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Bowler	Honda	Olberg	Wayne
Brewer	House	Oller	Wildman
Brown	Kaloogian	Ortiz	Woods
Caldera	Keeley	Pacheco	Wright
Campbell	Knox	Papan	Mr. Speaker
Cardenas	Kuehl	Poochigian	
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 497 (Wildman)—An act to add Section 1368.05 to the Health and Safety Code, and to add Section 10144.07 to the Insurance Code, relating to health care coverage.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Wildman moved a call of the Assembly.

Motion carried. Time, 3:50 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 498 (Wildman)—An act to add Chapter 3.5 (commencing with Section 18600) to Part 11 of the Education Code, relating to libraries.

Bill read third time.

Motion to Amend by Assembly Member Frusetta

Assembly Member Frusetta moved the adoption of amendments.

Amendments read.

Motion to Table Frusetta Amendments to Assembly Bill No. 498

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Frusetta to Assembly Bill No. 498 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote.

AYES—38

Alquist	Gallegos	Mazzoni	Thomson
Aroner	Havice	Migden	Torlakson
Baca	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Brown	Keeley	Ortiz	Washington
Cardenas	Knox	Papan	Wildman
Ducheny	Kuehl	Perata	Wright
Escutia	Lempert	Scott	Mr. Speaker
Figueroa	Machado	Shelley	
Floyd	Martinez	Strom-Martin	

NOES—35

Ackerman	Caldera	Leach	Poochigian
Aguiar	Campbell	Leonard	Prenter
Alby	Cunneen	Margett	Pringle
Ashburn	Firestone	McClintock	Richter
Baldwin	Frusetta	Morrissey	Runner
Battin	Granlund	Morrow	Takasugi
Bordonaro	House	Olberg	Thompson
Bowler	Kaloogian	Oller	Woods
Brewer	Kuykendall	Pacheco	

Objection to Vote Adds

Assembly Member Olberg withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Villaraigosa motion to table Frusetta amendments to Assembly Bill No. 498.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—60

Alquist	Firestone	Lempert	Richter
Aroner	Floyd	Leonard	Scott
Baca	Frusetta	Machado	Shelley
Bowen	Gallegos	Martinez	Strom-Martin
Bowler	Goldsmith	Mazzoni	Sweeney
Brown	Granlund	Migden	Takasugi
Caldera	Havice	Morrissey	Thomson
Campbell	Hertzberg	Morrow	Torlakson
Cardenas	Honda	Murray	Villaraigosa
Cardoza	House	Napolitano	Washington
Cunneen	Keeley	Ortiz	Wayne
Davis	Knox	Pacheco	Wildman
Ducheny	Kuehl	Papan	Woods
Escutia	Kuykendall	Perata	Wright
Figueroa	Leach	Prenter	Mr. Speaker

NOES—16

Ackerman	Battin	Kaloogian	Poochigian
Aguiar	Baugh	McClintock	Pringle
Alby	Bordonaro	Miller	Runner
Ashburn	Brewer	Olberg	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 498: Assembly Member Bowler, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 499 (Kuehl)—An act to amend Sections 200, 211, 212, 212.5, 213, 214, 220, 223, 224, 250, 251, 253, 262.3, and 72012 of, to amend the headings of Chapter 2 (commencing with Section 200) of, and Article 3 (commencing with Section 220) of, Chapter 2 of Part 1 of, to amend and renumber Sections 40, 41, 45, 210, 212.6, 222, 226, 227, 228, 232, 262, 262.1, 262.2, 263, 33032.5, 44806, 52905, 52906, 52907, 52908, 58508, and 72015 of, to amend and renumber the headings of Article 4 (commencing with Section 240) of, Article 5 (commencing with Section 250) of, and Article 6 (commencing with Section 260) of, Chapter 2 of Part 1 of, to add Sections 210, 254, 262.4, and 264 to, and to add Article 10 (commencing with Section 270) to, Chapter 2 of Part 1 of, to add the headings of Article 4 (commencing with Section 221.5) of, Article 5 (commencing with Section 233) of, Article 6 (commencing with Section 235) of, and Article 11 (commencing with Section 280) of, Chapter 2 of Part 1 of, and to add Chapter 4.5 (commencing with Section 66250) to Part 40 of, and to repeal the headings of Article 4 (commencing with Section 40) of, and Article 4.5 (commencing with Section 45) of, Chapter 1 of Part 1 of, and Article 8 (commencing with Section 52905) of Chapter 12 of Part 28 of, the Education Code, relating to education.

Bill read third time.

Motion to Re-refer Assembly Bill No. 499 to Committee

Assembly Member Morrow moved that Assembly Bill No. 499 be re-referred to the Committee on Education.

Assembly Member Brewer seconded the motion.

Motion lost by the following vote:

AYES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Firestone	Margett	Pringle
Alby	Frusetta	McClintock	Richter
Ashburn	Goldsmith	Miller	Runner
Baldwin	Granlund	Morrissey	Takasugi
Battin	Havice	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

NOES—37

Alquist	Figueroa	Mazzoni	Villaraigosa
Aroner	Floyd	Migden	Vincent
Baca	Gallegos	Murray	Washington
Bowen	Hertzberg	Napolitano	Wayne
Brown	Honda	Ortiz	Wildman
Caldera	Keeley	Perata	Wright
Cardenas	Knox	Shelley	Mr. Speaker
Davis	Kuehl	Strom-Martin	
Ducheny	Lempert	Sweeney	
Escutia	Martinez	Torlakson	

Point of Order

Assembly Member Mazzoni arose to the following point of order:

The issue of re-referral to committee has been decided by the House.

Ruling by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore ruled the point of order well-taken.

The question being on the passage of the bill.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kuehl moved a call of the Assembly.

Motion carried. Time, 4:10 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 504 (Wildman)—An act to add Sections 56136.5, 56772, and 56773 to the Education Code, relating to special education.

Bill read third time, and passed by the following vote:

AYES—67

Aguiar	Ducheny	Leach	Prenter
Alby	Escutia	Lempert	Scott
Alquist	Figueroa	Machado	Shelley
Aroner	Firestone	Margett	Strom-Martin
Ashburn	Floyd	Martinez	Sweeney
Baca	Frusetta	Mazzoni	Takasugi
Battin	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Miller	Thomson
Bowen	Granlund	Morrissey	Torlakson
Bowler	Havice	Morrow	Villaraigosa
Brown	Hertzberg	Murray	Washington
Caldera	Honda	Napolitano	Wayne
Campbell	House	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Woods
Cardoza	Knox	Papan	Wright
Cunneen	Kuehl	Perata	Mr. Speaker
Davis	Kuykendall	Poochigian	

NOES—10

Ackerman	Brewer	McClintock	Pringle
Baldwin	Kaloogian	Olberg	
Baugh	Leonard	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 544 (Lempert)—An act to add Article 14 (commencing with Section 44410) to Chapter 2 of Part 25 of the Education Code, relating to public school employees.

Bill read third time, and passed by the following vote:

AYES—43

Aguiar	Escutia	Machado	Sweeney
Alquist	Figueroa	Mazzoni	Thomson
Aroner	Floyd	Migden	Torlakson
Baca	Frusetta	Murray	Villaraigosa
Bowen	Gallegos	Napolitano	Vincent
Brown	Havice	Ortiz	Washington
Caldera	Honda	Papan	Wayne
Cardenas	Keeley	Perata	Wildman
Cunneen	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	

NOES—31

Ackerman	Campbell	Leonard	Poochigian
Alby	Firestone	Margett	Prenter
Ashburn	Goldsmith	McClintock	Pringle
Battin	Granlund	Morrissey	Runner
Baugh	House	Morrow	Takasugi
Bordonaro	Kaloogian	Olberg	Thompson
Bowler	Kuykendall	Oller	Woods
Brewer	Leach	Pacheco	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 549 (Wildman)—An act to amend Section 76355 of the Education Code, and to amend Section 14132.06 of the Welfare and Institutions Code, relating to postsecondary education.

Bill read third time, and passed by the following vote:

AYES—64

Ackerman	Ducheny	Lempert	Runner
Aguiar	Escutia	Machado	Scott
Alby	Figueroa	Margett	Shelley
Alquist	Firestone	Martinez	Strom-Martin
Aroner	Floyd	Mazzoni	Sweeney
Ashburn	Frusetta	Migden	Takasugi
Baca	Gallegos	Morrissey	Thomson
Baldwin	Goldsmith	Murray	Torlakson
Bowen	Havice	Napolitano	Villaraigosa
Brown	Hertzberg	Ortiz	Vincent
Caldera	Honda	Pacheco	Washington
Campbell	House	Papan	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Poochigian	Woods
Cunneen	Kuehl	Prenter	Wright
Davis	Kuykendall	Richter	Mr. Speaker

NOES—14

Battin	Brewer	McClintock	Pringle
Baugh	Granlund	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	
Bowler	Leonard	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 592 (Kuehl)—An act to add Section 51015.6 to the Government Code, and to amend Sections 25299.81 and 116375 of, to add Sections 25299.8, 25299.44, and 116376 to, to add Article 12 (commencing with Section 25299.97) and Article 13 (commencing with Section 25299.98) to Chapter 6.75 of Division 20 of, and to add Article 7.5 (commencing with Section 116610) to Chapter 4 of Part 12 of Division 104 of, the Health and Safety Code, relating to environmental protection, and making an appropriation therefor.

Bill read third time.

Rules Temporarily Suspended

Assembly Member Kuehl was granted unanimous consent that Assembly Rule 69(b) be suspended to permit consideration of proposed amendments to Assembly Bill No. 592.

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.

ASSEMBLY BILL NO. 602 (Davis)—An act to amend Sections 44903.7, 48915.5, 56100, 56140, 56156.5, 56167, 56190, 56210, 56211, 56325, 56342, 56360, 56361, 56362, 56366.2, 56441.14, and 56500 of, to amend and repeal Sections 56364 and 56370 of, to add Sections 56364.5 and 56366.9 to, to add Chapter 2.5 (commencing with Section 56195) and Chapter 7.2 (commencing with Section 56836) to, and to add Article 1.1 (commencing with Section 56205) to Chapter 3 of, Part 30 of, to add and repeal Sections 56202 and 56832 of, to add and repeal Chapter 7.1 (commencing with Section 56835) of Part 30 of, to repeal Sections 56213, 56214, 56214.5, 56217, 56218, 56448, and 56449 of, to repeal Article 6 (commencing with Section 56170) of Chapter 2 of, to repeal Article 1 (commencing with Section 56200) and Article 2 (commencing with Section 56220) of Chapter 3 of, Part 30 of, and to repeal Chapter 4.3 (commencing with Section 56400) and Chapter 7 (commencing with Section 56700) of Part 30 of, the Education Code, relating to special education.

Bill read third time, and passed by the following vote:

AYES—79

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 607 (Scott)—An act to amend Section 1363 of the Health and Safety Code, relating to health care service plans.

Bill read third time, and passed by the following vote:

AYES—72

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Martinez	Strom-Martin
Ashburn	Floyd	Mazzoni	Sweeney
Baca	Frusetta	McClintock	Takasugi
Battin	Gallegos	Migden	Thompson
Bordonaro	Goldsmith	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Villaraigosa
Brewer	Honda	Murray	Vincent
Brown	House	Napolitano	Washington
Caldera	Kaloogian	Ortiz	Wayne
Campbell	Keeley	Pacheco	Wildman
Cardenas	Knox	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

NOES—3

Baugh	Granlund	Oller

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 621 (Lempert)—An act relating to community colleges.

Bill read third time, and passed by the following vote:

AYES—53

Alby	Escutia	Lempert	Sweeney
Alquist	Figueroa	Machado	Takasugi
Aroner	Firestone	Mazzoni	Thomson
Baca	Floyd	Migden	Torlakson
Bowen	Frusetta	Morrissey	Villaraigosa
Bowler	Gallegos	Murray	Vincent
Brown	Havice	Napolitano	Washington
Caldera	Hertzberg	Ortiz	Wayne
Campbell	Honda	Pacheco	Wildman
Cardenas	House	Papan	Wright
Cardoza	Keeley	Perata	Mr. Speaker
Cunneen	Knox	Prenter	
Davis	Kuehl	Scott	
Ducheny	Kuykendall	Shelley	

NOES—23

Ackerman	Bordonaro	Margett	Pringle
Aguiar	Brewer	McClintock	Runner
Ashburn	Goldsmith	Miller	Strom-Martin
Baldwin	Granlund	Morrow	Thompson
Battin	Kaloogian	Oller	Woods
Baugh	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 639 (Alby)—An act to add Section 68084 to the Education Code, and to amend Sections 15325, 15346.1, and 15346.3 of, and to add Sections 15346.11 and 15346.14 to, the Government Code, relating to defense conversion.

Bill read third time, and passed by the following vote:

AYES—79

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

NOES—1

Martinez

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 644 (Lempert)—An act to add and repeal Article 4 (commencing with Section 54150) of Chapter 2 of Part 29 of the Education Code, relating to pupils, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—66

Aguiar	Escutia	Leonard	Shelley
Alby	Figueroa	Machado	Strom-Martin
Alquist	Firestone	Margett	Sweeney
Aroner	Floyd	Mazzoni	Takasugi
Baca	Frusetta	McClintock	Thompson
Battin	Gallegos	Migden	Thomson
Bowen	Goldsmith	Miller	Torlakson
Bowler	Havice	Morrissey	Villaraigosa
Brewer	Hertzberg	Morrow	Vincent
Brown	Honda	Murray	Washington
Caldera	House	Napolitano	Wayne
Campbell	Kaloogian	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Woods
Cardoza	Knox	Papan	Wright
Cunneen	Kuykendall	Perata	Mr. Speaker
Davis	Leach	Pringle	
Ducheny	Lempert	Scott	

NOES—8

Ackerman	Baugh	Granlund	Poochigian
Ashburn	Bordonaro	Oller	Prenter

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 656 (Aroner)—An act to add Chapter 2.3 (commencing with Section 8498.5) to, and to repeal Chapter 2.5 (commencing with Section 8499) of, Part 6 of the Education Code, relating to education.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—30

Ackerman	Campbell	Leonard	Pacheco
Aguiar	Cunneen	Margett	Poochigian
Alby	Firestone	McClintock	Pringle
Ashburn	Goldsmith	Miller	Richter
Battin	Granlund	Morrissey	Takasugi
Baugh	House	Morrow	Woods
Bordonaro	Kaloogian	Olberg	
Bowler	Kuykendall	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 680 (House)—An act to add Section 14105.11 to the Welfare and Institutions Code, relating to human services.

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, 4:32 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 748 (Escutia)—An act to add Chapter 7 (commencing with Section 60810) to Part 33 of the Education Code, relating to pupil testing.

Bill read third time, and passed by the following vote:

AYES—41

Alquist	Gallegos	Morrissey	Thomson
Aroner	Havice	Murray	Torlakson
Baca	Honda	Napolitano	Villaraigosa
Bowen	Keeley	Ortiz	Vincent
Brown	Knox	Pacheco	Washington
Caldera	Kuehl	Papan	Wayne
Cardenas	Lempert	Perata	Wright
Davis	Machado	Scott	Mr. Speaker
Ducheny	Martinez	Shelley	
Escutia	Mazzoni	Strom-Martin	
Figueroa	Migden	Sweeney	

NOES—30

Ackerman	Bowler	Kaloogian	Poochigian
Aguiar	Brewer	Leach	Pringle
Alby	Campbell	Leonard	Runner
Ashburn	Cunneen	Margett	Takasugi
Baldwin	Frusetta	McClintock	Thompson
Battin	Goldsmith	Miller	Woods
Baugh	Granlund	Morrow	
Bordonaro	House	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 792 (Havice)—An act to add Article 5 (commencing with Section 48470) to Chapter 3 of Part 27 of the Education Code, relating to continuation school financing.

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, 4:35 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 805 (Woods)—An act relating to conservation centers.

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, 4:36 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 4:37 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

CAUCUS ANNOUNCEMENTS

At 4:37 p.m., Assembly Member Pringle was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 4:38 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 5:55 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 4, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 24

And reports the same correctly enrolled, and presented to the Secretary of State on the 4th day of June, 1997, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 4, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1603

And reports the same correctly enrolled, and presented to the Governor at 3:30 p.m. June 4, 1997.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, June 4, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to:

Senate Bill No. 293.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO RECONSIDER ASSEMBLY BILL NO. 488

At 5:57 p.m., on motion of Assembly Member Oller, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Thompson motion to reconsider the vote whereby Assembly Bill No. 488 was passed lost by the following vote:

AYES—39

Ackerman	Brewer	Leach	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Cunneen	Margett	Prenter
Alquist	Firestone	McClintock	Pringle
Ashburn	Frusetta	Migden	Richter
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	Woods
Bowler	Kuykendall	Oller	

NOES—22

Aroner	Honda	Murray	Thomson
Bowen	Knox	Ortiz	Torlakson
Caldera	Kuehl	Scott	Villaraigosa
Cardenas	Lempert	Shelley	Mr. Speaker
Escutia	Martinez	Strom-Martin	
Floyd	Mazzoni	Sweeney	

Assembly Bill No. 488 ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON THOMPSON MOTION TO RECONSIDER ASSEMBLY BILL NO. 257

At 5:57 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 reconsider the vote whereby Assembly Bill No. 257 was passed lost by the following vote:

AYES—37

Ackerman	Cunneen	Margett	Prenter
Aguiar	Firestone	McClintock	Pringle
Ashburn	Frusetta	Miller	Richter
Baldwin	Goldsmith	Morrissey	Runner
Battin	Granlund	Morrow	Takasugi
Baugh	House	Olberg	Thompson
Bordonaro	Kaloogian	Oller	Woods
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Papan	
Campbell	Leonard	Poochigian	

NOES—32

Alquist	Ducheny	Knox	Shelley
Aroner	Escutia	Kuehl	Strom-Martin
Baca	Figueroa	Lempert	Sweeney
Bowen	Gallegos	Martinez	Thomson
Brown	Havice	Mazzoni	Torlakson
Caldera	Hertzberg	Napolitano	Villaraigosa
Cardenas	Honda	Ortiz	Wright
Davis	Keeley	Perata	Mr. Speaker

Assembly Bill No. 257 ordered transmitted to the Senate.

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 the Thompson motion to reconsider the vote whereby Assembly Bill No. 257 was passed.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 131

At 5:57 p.m., on motion of Assembly Member Ortiz, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Pringle 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. 338

At 5:58 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.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Villaraigosa moved to continue the call of the Assembly.

Motion carried. Time, 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. 712

At 5:59 p.m., on motion of Assembly Member Ackerman, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 712 passed by the following vote:

AYES—67

Ackerman	Firestone	Machado	Scott
Aguiar	Floyd	Margett	Shelley
Alby	Frusetta	Martinez	Strom-Martin
Aroner	Gallegos	Mazzoni	Sweeney
Ashburn	Goldsmith	Migden	Takasugi
Baca	Granlund	Miller	Thompson
Baugh	Havice	Murray	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowen	Honda	Olberg	Villaraigosa
Brown	House	Oller	Vincent
Caldera	Kaloogian	Pacheco	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Cunneen	Kuehl	Poochigian	Woods
Davis	Leach	Prenter	Wright
Ducheny	Lempert	Richter	Mr. Speaker
Figueroa	Leonard	Runner	

NOES—9

Battin	Campbell	Morrissey
Bowler	Kuykendall	Morrow
Brewer	McClintock	Pringle

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 229

At 6 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. 229 passed by the following vote:

AYES—61

Ackerman	Escutia	Machado	Pringle
Aguiar	Figueroa	Margett	Runner
Alquist	Firestone	Martinez	Scott
Aroner	Floyd	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Takasugi
Baca	Gallegos	Migden	Thomson
Baldwin	Goldsmith	Miller	Torlakson
Battin	Granlund	Murray	Villaraigosa
Baugh	Havice	Napolitano	Washington
Bordonaro	Hertzberg	Olberg	Wayne
Brown	House	Oller	Wildman
Cardenas	Kaloogian	Pacheco	Wright
Cardoza	Keeley	Papan	Mr. Speaker
Cunneen	Knox	Perata	
Davis	Kuykendall	Poochigian	
Ducheny	Leonard	Prenter	

NOES—12

Alby	Caldera	Morrow	Sweeney
Bowler	Kuehl	Richter	Thompson
Brewer	Lempert	Strom-Martin	Woods

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 847

At 6 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.

Assembly Bill No. 847 passed by the following vote:

AYES—51

Alquist	Figueroa	Lempert	Strom-Martin
Aroner	Firestone	Machado	Sweeney
Baca	Frusetta	Martinez	Thompson
Bordonaro	Gallegos	Mazzoni	Thomson
Bowen	Goldsmith	Migden	Torlakson
Brown	Havice	Murray	Villaraigosa
Caldera	Hertzberg	Napolitano	Vincent
Cardenas	Honda	Ortiz	Washington
Cardoza	House	Pacheco	Wayne
Cunneen	Keeley	Papan	Wildman
Davis	Knox	Perata	Wright
Ducheny	Kuehl	Scott	Mr. Speaker
Escutia	Kuykendall	Shelley	

NOES—27

Ackerman	Bowler	McClintock	Prenter
Aguiar	Brewer	Miller	Pringle
Alby	Campbell	Morrissey	Richter
Ashburn	Floyd	Morrow	Runner
Baldwin	Granlund	Olberg	Takasugi
Battin	Kaloogian	Oller	Woods
Baugh	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 492

At 6 p.m., on motion of Assembly Member Keeley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Pringle moved to continue the call of the Assembly.

Motion carried. Time, 6:01 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 ASSEMBLY BILL NO. 556

At 6:01 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.

Assembly Bill No. 556 passed by the following vote:

AYES—55

Ackerman	Escutia	Margett	Poochigian
Aguiar	Figueroa	Martinez	Pringle
Ashburn	Firestone	Mazzoni	Runner
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowler	Hertzberg	Morrow	Villaraigosa
Brown	House	Murray	Vincent
Campbell	Kaloogian	Napolitano	Washington
Cardoza	Kuykendall	Olberg	Wayne
Cunneen	Leach	Oller	Woods
Davis	Leonard	Papan	Wright
Ducheny	Machado	Perata	

NOES—9

Alby	Havice	Prenter
Alquist	Knox	Shelley
Caldera	Pacheco	Wildman

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 556: Assembly Member Havice, from "Aye" to "No"; Assembly Member Sweeney, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

COMMUNICATIONS

The following explanation of vote was presented by the Chief Clerk, and ordered printed in the Journal:

June 4, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196

Dear Dotson: I inadvertently erred in casting an "aye" vote on AB 556.

At the end of the day, I changed my vote to "no". But due to the lateness of the hour, I forgot to announce the switch.

DON PERATA, Assembly Member
Sixteenth District

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 629

At 6:01 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.

Assembly Bill No. 629 passed by the following vote:

AYES—44

Alquist	Escutia	Machado	Strom-Martin
Aroner	Figueroa	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Bowen	Gallegos	Migden	Torlakson
Bowler	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker

NOES—35

Ackerman	Campbell	Leach	Poochigian
Aguiar	Cunneen	Margett	Prenter
Alby	Firestone	McClintock	Pringle
Ashburn	Frusetta	Miller	Richter
Baldwin	Goldsmith	Morrissey	Runner
Battin	Granlund	Morrow	Takasugi
Baugh	House	Olberg	Thompson
Bordonaro	Kaloogian	Oller	Woods
Brewer	Kuykendall	Pacheco	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 762

At 6:02 p.m., on motion of Assembly Member Thompson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 762 passed by the following vote:

AYES—68

Ackerman	Cardenas	Kuehl	Pacheco
Aguiar	Cardoza	Kuykendall	Perata
Alby	Cunneen	Leach	Poochigian
Alquist	Davis	Lempert	Prenter
Aroner	Escutia	Leonard	Richter
Ashburn	Figueroa	Machado	Scott
Baca	Firestone	Margett	Strom-Martin
Baldwin	Frusetta	Martinez	Sweeney
Battin	Goldsmith	McClintock	Takasugi
Baugh	Granlund	Miller	Thompson
Bordonaro	Havice	Morrissey	Thomson
Bowen	Hertzberg	Morrow	Torlakson
Bowler	Honda	Murray	Vincent
Brewer	House	Napolitano	Washington
Brown	Kaloogian	Olberg	Wayne
Caldera	Keeley	Oller	Wildman
Campbell	Knox	Ortiz	Mr. Speaker

NOES—8

Ducheny	Mazzoni	Papan	Villaraigosa
Floyd	Migden	Shelley	Wright

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 762: Assembly Member Mazzoni, from "Aye" to "No".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 956

At 6:02 p.m., on motion of Assembly Member Figueroa, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 956 passed by the following vote:

AYES—43

Alquist	Floyd	Martinez	Sweeney
Aroner	Frusetta	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Cardenas	Honda	Ortiz	Washington
Cardoza	Keeley	Papan	Wayne
Davis	Knox	Perata	Wildman
Ducheny	Kuehl	Scott	Wright
Escutia	Lempert	Shelley	Mr. Speaker
Figueroa	Machado	Strom-Martin	

NOES—35

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Caldera	Leach	Poochigian
Alby	Campbell	Leonard	Prenter
Ashburn	Cunneen	Margett	Pringle
Baldwin	Firestone	McClintock	Runner
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrow	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	

Bill ordered transmitted to the Senate

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1162

At 6:02 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 Battin moved to continue the call of the Assembly.

Motion carried. Time, 6:02 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 ASSEMBLY BILL NO. 1333

At 6:03 p.m., on motion of Assembly Member Martinez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1333 passed by the following vote:

AYES—41

Alquist	Floyd	Migden	Torlakson
Aroner	Gallegos	Murray	Villaraigosa
Baca	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Cunneen	Kuehl	Scott	Wright
Davis	Lempert	Shelley	Mr. Speaker
Ducheny	Machado	Strom-Martin	
Escutia	Martinez	Sweeney	
Figueroa	Mazzoni	Thomson	

NOES—35

Ackerman	Brewer	Leach	Pacheco
Aguiar	Caldera	Leonard	Poochigian
Alby	Campbell	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Baugh	Havice	Morrow	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 497

At 6:04 p.m., on motion of Assembly Member Wildman, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Honda moved to continue the call of the Assembly.

Motion carried. Time, 6:04 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. 499

At 6:05 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 roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Shelley moved to continue the call of the Assembly.

Motion carried. Time, 6:05 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 680

At 6:05 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.

Assembly Bill No. 680 passed by the following vote:

AYES—72

Ackerman	Cardoza	Lempert	Prenter
Aguiar	Cunneen	Leonard	Pringle
Alby	Davis	Machado	Runner
Alquist	Ducheny	Margett	Scott
Aroner	Figueroa	Mazzoni	Shelley
Ashburn	Firestone	Migden	Strom-Martin
Baca	Frusetta	Miller	Sweeney
Baldwin	Gallegos	Morrissey	Takasugi
Battin	Goldsmith	Morrow	Thompson
Baugh	Granlund	Murray	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowen	Honda	Olberg	Villaraigosa
Bowler	House	Oller	Vincent
Brewer	Kaloogian	Ortiz	Washington
Brown	Keeley	Pacheco	Wayne
Caldera	Knox	Papan	Wildman
Campbell	Kuykendall	Perata	Woods
Cardenas	Leach	Poochigian	Wright

NOES—1

Martinez

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 792

At 6:05 p.m., on motion of Assembly Member Kuykendall, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The 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, 6:06 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 805

At 6:06 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.

Assembly Bill No. 805 passed by the following vote:

AYES—76

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Figueroa	Machado	Richter
Alquist	Firestone	Margett	Runner
Ashburn	Floyd	Martinez	Scott
Baca	Frusetta	Mazzoni	Shelley
Baldwin	Gallegos	McClintock	Strom-Martin
Battin	Goldsmith	Migden	Sweeney
Baugh	Granlund	Miller	Takasugi
Bordonaro	Havice	Morrissey	Thompson
Bowen	Hertzberg	Morrow	Thomson
Bowler	Honda	Murray	Torlakson
Brewer	House	Napolitano	Villaraigosa
Brown	Kaloogian	Olberg	Vincent
Caldera	Keeley	Oller	Washington
Campbell	Knox	Ortiz	Wildman
Cardenas	Kuehl	Pacheco	Woods
Cardoza	Kuykendall	Papan	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

NOES—1

Aroner

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 833 (Ortiz)—An act to amend Section 1367.66 of, and to add Sections 138.4 and 138.5 to, the Health and Safety Code, to amend Section 10123.18 of the Insurance Code, relating to cancer.

Bill read third time, and passed by the following vote:

AYES—76

Aguiar	Ducheny	Lempert	Prenter
Alby	Escutia	Leonard	Pringle
Alquist	Figueroa	Machado	Richter
Aroner	Firestone	Margett	Scott
Ashburn	Floyd	Martinez	Shelley
Baca	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	Migden	Sweeney
Baugh	Goldsmith	Miller	Takasugi
Bordonaro	Granlund	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Villaraigosa
Brown	House	Olberg	Vincent
Caldera	Kaloogian	Oller	Washington
Campbell	Keeley	Ortiz	Wayne
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Woods
Cunneen	Kuykendall	Perata	Wright
Davis	Leach	Poochigian	Mr. Speaker

NOES—4

Ackerman	Baldwin	McClintock	Runner

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 857 (Gallegos)—An act relating to the City of El Monte, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—44

Alquist	Floyd	Machado	Sweeney
Aroner	Gallegos	Martinez	Thompson
Baca	Granlund	Migden	Thomson
Bowen	Havice	Murray	Torlakson
Brown	Hertzberg	Napolitano	Villaraigosa
Caldera	Honda	Ortiz	Vincent
Cardenas	Keeley	Papan	Washington
Cardoza	Knox	Perata	Wildman
Ducheny	Kuehl	Scott	Woods
Escutia	Lempert	Shelley	Wright
Figueroa	Leonard	Strom-Martin	Mr. Speaker

NOES—30

Ackerman	Bowler	McClintock	Prenter
Aguiar	Brewer	Miller	Pringle
Alby	Campbell	Morrissey	Richter
Ashburn	Cunneen	Morrow	Runner
Baldwin	Goldsmith	Olberg	Takasugi
Battin	House	Oller	Wayne
Baugh	Kaloogian	Pacheco	
Bordonaro	Leach	Poochigian	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 857: Assembly Member Wayne, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 860 (Ducheny)—An act to add Sections 44225.6 and 44225.7 to the Education Code, relating to teacher credentialing.

Bill read third time, and passed by the following vote:

AYES—70

Aguiar	Ducheny	Lempert	Scott
Alby	Escutia	Leonard	Shelley
Alquist	Figueroa	Machado	Strom-Martin
Aroner	Firestone	Margett	Sweeney
Ashburn	Floyd	Martinez	Takasugi
Baca	Frusetta	Mazzoni	Thompson
Battin	Gallegos	Migden	Thomson
Bordonaro	Goldsmith	Miller	Torlakson
Bowen	Granlund	Morrissey	Villaraigosa
Bowler	Havice	Murray	Vincent
Brewer	Hertzberg	Napolitano	Washington
Brown	Honda	Olberg	Wayne
Caldera	House	Ortiz	Wildman
Campbell	Keeley	Pacheco	Woods
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cunneen	Kuykendall	Poochigian	
Davis	Leach	Prenter	

NOES—9

Ackerman	Kaloogian	Pringle
Baldwin	McClintock	Richter
Baugh	Morrow	Runner

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 861 (Ducheny)—An act to amend Sections 52180, 52181, 52182, 52183, 52184, and 52186 of, and to amend the heading of Article 4 (commencing with Section 52180) of Chapter 7 of Part 28 of the Education Code, relating to bilingual education.

Bill read third time.

Point of Order

Assembly Member Thompson arose to the following point of order:

That Assembly Member Floyd be called to order for making a personal attack on a Member.

Ruling by Speaker pro Tempore Kuehl

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—48

Alquist	Figueroa	Machado	Scott
Aroner	Floyd	Martinez	Shelley
Baca	Frusetta	Mazzoni	Strom-Martin
Bowen	Gallegos	Migden	Sweeney
Brown	Havice	Morrissey	Thomson
Caldera	Hertzberg	Murray	Torlakson
Cardenas	Honda	Napolitano	Villaraigosa
Cardoza	Keeley	Ortiz	Vincent
Cunneen	Knox	Pacheco	Washington
Davis	Kuehl	Papan	Wildman
Ducheny	Kuykendall	Perata	Wright
Escutia	Lempert	Prenter	Mr. Speaker

NOES—31

Ackerman	Bowler	Leach	Poochigian
Aguiar	Brewer	Leonard	Pringle
Alby	Campbell	Margett	Richter
Ashburn	Firestone	McClintock	Runner
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 862 (Ducheny)—An act to add Article 7 (commencing with Section 18180) to Chapter 2 of Part 11 of the Education Code, relating to school libraries.

Bill read third time.

Motion to Amend by Assembly Member Frusetta

Assembly Member Frusetta moved the adoption of amendments.

Amendments read.

Motion to Table Frusetta Amendments to Assembly Bill No. 862

Assembly Member Shelley moved that the amendments offered by Assembly Member Frusetta to Assembly Bill No. 862 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—39

Alquist	Floyd	Mazzoni	Sweeney
Aroner	Gallegos	Migden	Thomson
Baca	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Brown	Keeley	Ortiz	Vincent
Cardenas	Knox	Papan	Washington
Davis	Kuehl	Perata	Wildman
Ducheny	Lempert	Scott	Wright
Escutia	Machado	Shelley	Mr. Speaker
Figueroa	Martinez	Strom-Martin	

NOES—37

Ackerman	Caldera	Leach	Prenter
Aguiar	Campbell	Leonard	Pringle
Alby	Cunneen	Margett	Richter
Ashburn	Firestone	McClintock	Runner
Baldwin	Frusetta	Morrissey	Takasugi
Battin	Goldsmith	Morrow	Thompson
Baugh	Granlund	Olberg	Woods
Bordonaro	House	Oller	
Bowler	Kaloogian	Pacheco	
Brewer	Kuykendall	Poochigian	

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 the Shelley motion to table Frusetta amendments to Assembly Bill No. 862.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—51

Aguiar	Escutia	Machado	Strom-Martin
Alquist	Figueroa	Martinez	Sweeney
Aroner	Frusetta	Mazzoni	Takasugi
Baca	Gallegos	Migden	Thomson
Bowen	Goldsmith	Morrissey	Torlakson
Brown	Granlund	Murray	Villaraigosa
Caldera	Havice	Napolitano	Vincent
Campbell	Hertzberg	Oller	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Papan	Wildman
Cunneen	Knox	Perata	Wright
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Lempert	Shelley	

NOES—26

Ackerman	Bowler	Margett	Pringle
Alby	Brewer	McClintock	Richter
Ashburn	Firestone	Miller	Runner
Baldwin	House	Morrow	Thompson
Battin	Kaloogian	Olberg	Woods
Baugh	Kuykendall	Pacheco	
Bordonaro	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 10, AS AMENDED BY UNANIMOUS CONSENT

Assembly Member Ducheny was granted unanimous consent to take up Assembly Bill No. 10, as amended, without reference to file, and that the same be considered engrossed.

ASSEMBLY BILL NO. 10 (Ducheny)—An act to add Section 50517.8 to the Health and Safety Code, relating to housing, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—62

Aguiar	Escutia	Lempert	Shelley
Alby	Figueroa	Machado	Strom-Martin
Alquist	Firestone	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Takasugi
Ashburn	Frusetta	Migden	Thomson
Baca	Gallegos	Miller	Torlakson
Battin	Goldsmith	Morrissey	Villaraigosa
Bordonaro	Granlund	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Brown	Hertzberg	Ortiz	Wayne
Caldera	Honda	Pacheco	Wildman
Cardenas	House	Papan	Woods
Cardoza	Keeley	Perata	Wright
Cunneen	Knox	Poochigian	Mr. Speaker
Davis	Kuehl	Prenter	
Ducheny	Kuykendall	Scott	

NOES—13

Ackerman	Brewer	Morrow	Thompson
Baldwin	Kaloogian	Oller	
Baugh	Leonard	Pringle	
Bowler	McClintock	Runner	

Bill ordered transmitted to the Senate

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 926 (Thompson)—An act relating to Lake Elsinore, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Mazzoni	Shelley
Aroner	Floyd	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—1

Martinez

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1078 (Cardoza)—An act to amend Section 290 of the Penal Code, relating to sex offenders.

Bill read third time.

Motion to Amend

Assembly Member Cardoza moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 1163 (Martinez)—An act to add Chapter 5.3 (commencing with Section 8830) to Part 6 of the Education Code, relating to arts education, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—45

Alquist	Figueroa	Martinez	Thomson
Aroner	Floyd	Mazzoni	Torlakson
Baca	Gallegos	Migden	Villaraigosa
Bowen	Granlund	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Caldera	Honda	Ortiz	Wayne
Campbell	Keeley	Papan	Wildman
Cardenas	Knox	Perata	Wright
Cunneen	Kuehl	Scott	Mr. Speaker
Davis	Lempert	Shelley	
Ducheny	Leonard	Strom-Martin	
Escutia	Machado	Sweeney	

NOES—31

Ackerman	Bowler	Leach	Poochigian
Aguiar	Brewer	McClintock	Prenter
Alby	Cardoza	Miller	Pringle
Ashburn	Firestone	Morrissey	Richter
Baldwin	Goldsmith	Morrow	Runner
Battin	Havice	Olberg	Takasugi
Baugh	House	Oller	Thompson
Bordonaro	Kaloogian	Pacheco	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1169 (Shelley)—An act to add Chapter 4 (commencing with Section 71070) to Part 2 of Division 34 of the Public Resources Code, relating to environmental protection.

Bill read third time, and passed by the following vote:

AYES—50

Alquist	Firestone	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Takasugi
Baca	Gallegos	McClintock	Thomson
Bowen	Goldsmith	Migden	Torlakson
Brown	Havice	Morrissey	Villaraigosa
Caldera	Hertzberg	Murray	Vincent
Cardenas	Honda	Napolitano	Washington
Cardoza	Keeley	Ortiz	Wayne
Cunneen	Knox	Papan	Wildman
Davis	Kuehl	Perata	Wright
Ducheny	Kuykendall	Scott	Mr. Speaker
Escutia	Lempert	Shelley	
Figueroa	Machado	Strom-Martin	

NOES—27

Ackerman	Bordonaro	Leach	Prenter
Aguiar	Bowler	Miller	Pringle
Alby	Brewer	Morrow	Richter
Ashburn	Campbell	Olberg	Runner
Baldwin	Granlund	Oller	Thompson
Battin	House	Pacheco	Woods
Baugh	Kaloogian	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1189 (Shelley)—An act to add Section 46190.5 to the Education Code, relating to adult education.

Bill read third time, and passed by the following vote:

AYES—44

Alquist	Escutia	Machado	Strom-Martin
Aroner	Figueroa	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Bowen	Gallegos	Migden	Torlakson
Brown	Havice	Murray	Villaraigosa
Caldera	Hertzberg	Napolitano	Vincent
Cardenas	Honda	Ortiz	Washington
Cardoza	Keeley	Papan	Wayne
Cunneen	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker

NOES—34

Ackerman	Brewer	Margett	Prenter
Aguiar	Campbell	McClintock	Pringle
Alby	Firestone	Miller	Richter
Ashburn	Goldsmith	Morrissey	Runner
Baldwin	Granlund	Morrow	Takasugi
Battin	House	Olberg	Thompson
Baugh	Kaloogian	Oller	Woods
Bordonaro	Kuykendall	Pacheco	
Bowler	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1204 (Papan)—An act to amend and renumber Sections 8399 and 8399.1 of, and to add Article 9.7 (commencing with Section 8420) to Chapter 2 of Part 3 of Division 6 of, the Fish and Game Code, relating to fish, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—58

Ackerman	Frusetta	Mazzoni	Runner
Aguiar	Gallegos	Migden	Scott
Alquist	Granlund	Miller	Shelley
Ashburn	Havice	Morrissey	Takasugi
Baca	Hertzberg	Morrow	Thomson
Caldera	Honda	Murray	Torlakson
Campbell	House	Napolitano	Villaraigosa
Cardenas	Keeley	Ortiz	Vincent
Cardoza	Knox	Pacheco	Washington
Cunneen	Kuehl	Papan	Wayne
Davis	Kuykendall	Perata	Wildman
Ducheny	Lempert	Poochigian	Wright
Escutia	Machado	Prenter	Mr. Speaker
Figueroa	Margett	Pringle	
Floyd	Martinez	Richter	

NOES—13

Aroner	Bowler	Leonard	Sweeney
Baugh	Brown	McClintock	
Bordonaro	Goldsmith	Oller	
Bowen	Kaloogian	Strom-Martin	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1228 (Ducheny)—An act to add Article 2.8 (commencing with Section 69.5) to Chapter 2 of Division 1 of the Harbors and Navigation Code, relating to coastal resources.

Bill read third time, and passed by the following vote:

AYES—56

Alquist	Escutia	Kuehl	Shelley
Aroner	Figueroa	Kuykendall	Strom-Martin
Baca	Firestone	Lempert	Sweeney
Baugh	Floyd	Machado	Takasugi
Bordonaro	Frusetta	Martinez	Thomson
Bowen	Gallegos	Mazzoni	Torlakson
Brewer	Goldsmith	Migden	Villaraigosa
Brown	Granlund	Morrissey	Vincent
Caldera	Havice	Murray	Washington
Cardenas	Hertzberg	Napolitano	Wayne
Cardoza	Honda	Ortiz	Wildman
Cunneen	Kaloogian	Papan	Woods
Davis	Keeley	Perata	Wright
Ducheny	Knox	Scott	Mr. Speaker

NOES—20

Ackerman	Battin	Leonard	Oller
Aguiar	Bowler	McClintock	Pacheco
Alby	Campbell	Miller	Pringle
Ashburn	House	Morrow	Runner
Baldwin	Leach	Olberg	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1238 (Granlund)—An act to amend Sections 12517.3 and 13376 of the Vehicle Code, relating to vehicles.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Frusetta	McClintock	Sweeney
Baca	Gallegos	Migden	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Thomson
Baugh	Havice	Morrow	Torlakson
Bordonaro	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Pacheco	Woods
Campbell	Kuehl	Papan	Wright
Cardenas	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—1

Floyd

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1275 (Baca)—An act to amend Section 3003 of the Penal Code, relating to parole.

Bill read third time, and passed by the following vote:

AYES—74

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Frusetta	Mazzoni	Strom-Martin
Baca	Gallegos	McClintock	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Wright
Cardenas	Kuehl	Papan	Mr. Speaker
Cardoza	Kuykendall	Perata	
Cunneen	Leach	Poochigian	

NOES—2

Brewer	Richter

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1292 (Migden)—An act to amend Sections 14502 and 41609 of, to add Article 3.1 (commencing with Section 41344) to Chapter 3 of Part 24 of, and to add and repeal Section 41339.1 of, the Education Code, relating to education.

Bill read third time, and passed by the following vote:

AYES—74

Ackerman	Ducheny	Lempert	Prenter
Aguiar	Escutia	Leonard	Pringle
Alby	Figueroa	Machado	Scott
Alquist	Firestone	Margett	Shelley
Aroner	Floyd	Martinez	Strom-Martin
Ashburn	Frusetta	Mazzoni	Sweeney
Baca	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Villaraigosa
Brewer	Honda	Napolitano	Vincent
Brown	House	Olberg	Washington
Caldera	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Wildman
Cardenas	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker
Cunneen	Kuykendall	Perata	
Davis	Leach	Poochigian	

NOES—3

Baldwin	Bordonaro	McClintock

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1292: Assembly Member Oller, from "No" to "Aye".

Bill ordered transmitted to the Senate.

At 7:15 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 1297 (**Morrow**)—An act to add Section 39831.3 to the Education Code, and to amend Section 22112 of the Vehicle Code, relating to vehicles.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Ducheny	Machado	Richter
Aguiar	Escutia	Margett	Runner
Alby	Figueroa	Martinez	Scott
Alquist	Firestone	Mazzoni	Shelley
Aroner	Frusetta	McClintock	Strom-Martin
Ashburn	Gallegos	Migden	Sweeney
Baca	Goldsmith	Miller	Takasugi
Baldwin	Granlund	Morrissey	Thompson
Battin	Havice	Morrow	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bordonaro	Honda	Napolitano	Villaraigosa
Bowen	House	Olberg	Vincent
Bowler	Kaloogian	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1334 (**Caldera**)—An act to add and repeal Section 11350.10 of the Welfare and Institutions Code, relating to human services.

Bill read third time, and passed by the following vote:

AYES—54

Alby	Escutia	Leonard	Scott
Alquist	Figueroa	Machado	Shelley
Aroner	Frusetta	Margett	Strom-Martin
Baca	Gallegos	Mazzoni	Sweeney
Baugh	Goldsmith	McClintock	Thomson
Bordonaro	Granlund	Migden	Torlakson
Bowler	Havice	Morrissey	Vincent
Caldera	Honda	Morrow	Washington
Campbell	House	Murray	Wayne
Cardenas	Keeley	Napolitano	Woods
Cardoza	Knox	Ortiz	Wright
Cunneen	Kuehl	Papan	Mr. Speaker
Davis	Leach	Perata	
Ducheny	Lempert	Prenter	

NOES—21

Ackerman	Floyd	Oller	Takasugi
Ashburn	Hertzberg	Pacheco	Thompson
Bowen	Kaloogian	Poochigian	Wildman
Brewer	Martinez	Pringle	
Brown	Miller	Richter	
Firestone	Olberg	Runner	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1382 (Olberg)—An act to amend Section 2800.3 of Vehicle Code, relating to vehicles.

Bill read third time, and passed by the following vote:

AYES—61

Ackerman	Cardoza	Leach	Poochigian
Aguiar	Cunneen	Lempert	Prenter
Alby	Davis	Leonard	Richter
Alquist	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Sweeney
Baldwin	Frusetta	Mazzoni	Takasugi
Battin	Gallegos	McClintock	Thompson
Baugh	Goldsmith	Miller	Thomson
Bordonaro	Havice	Morrissey	Washington
Bowen	Hertzberg	Morrow	Wayne
Brewer	House	Napolitano	Wildman
Brown	Kaloogian	Olberg	Mr. Speaker
Caldera	Keeley	Oller	
Campbell	Kuehl	Pacheco	
Cardenas	Kuykendall	Papan	

NOES—4

Aroner	Migden	Villaraigosa	Wright

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 175 (Torlakson)—An act to amend Section 21080.14 of, and to add Section 21083.10 to, the Public Resources Code, relating to environmental quality.

Bill read third time.

Motion to Amend by Assembly Member Oller—Set 1

Assembly Member Oller moved the adoption of amendments.

Amendments read.

Motion to Table Oller Amendments to Assembly Bill No. 175—Set 1

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Oller to Assembly Bill No. 175—Set 1 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

Motion to Amend by Assembly Member Oller—Set 2

Assembly Member Oller moved the adoption of amendments.

Amendments read.

Motion to Table Oller Amendments to Assembly Bill No. 175—Set 2

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Oller to Assembly Bill No. 175—Set 2 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—41

Alquist	Gallegos	Migden	Torlakson
Baca	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	
Figueroa	Martinez	Sweeney	
Floyd	Mazzoni	Thomson	

NOES—39

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cardenas	Leonard	Prenter
Aroner	Cunneen	Margett	Pringle
Ashburn	Firestone	McClintock	Richter
Baldwin	Frusetta	Miller	Runner
Battin	Goldsmith	Morrissey	Takasugi
Baugh	Granlund	Morrow	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—70

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Torlakson
Bordonaro	Havice	Morrow	Villaraigosa
Bowen	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Caldera	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Wright
Cardenas	Kuehl	Perata	Mr. Speaker
Cardoza	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—5

Firestone	Papan	Woods
Martinez	Richter	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 473 (Pringle)—An act to amend Sections 15399.57 and 15399.58 of the Government Code, relating to state government.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Ducheny	Leonard	Richter
Aguiar	Escutia	Machado	Runner
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Mr. Speaker
Cardoza	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	
Davis	Lempert	Pringle	

NOES—1

Martinez

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 750 (Pacheco)—An act to add Section 5110 to the Public Contract Code, relating to public contracts.

Bill read third time, and passed by the following vote:

AYES—79

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

NOES—1

Martinez

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 797 (Takasugi)—An act to amend Sections 7072, 7084, and 7085 of, to add Sections 7072.5, 7085.5, and 15316 to, and to add and repeal Section 25536.3 of, the Government Code, relating to economic development.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Floyd	Migden	Sweeney
Baca	Frusetta	Miller	Takasugi
Baldwin	Gallegos	Morrissey	Thompson
Battin	Goldsmith	Morrow	Thomson
Baugh	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Villaraigosa
Bowen	Hertzberg	Olberg	Vincent
Bowler	Honda	Oller	Washington
Brewer	House	Ortiz	Wayne
Brown	Kaloogian	Pacheco	Wildman
Caldera	Keeley	Papan	Woods
Campbell	Knox	Perata	Wright
Cardenas	Kuehl	Poochigian	Mr. Speaker
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—2

Martinez	McClintock

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY BILL NO. 182 BY UNANIMOUS CONSENT

Assembly Member Battin was granted unanimous consent to take up Assembly Bill No. 182, out of order.

ASSEMBLY BILL NO. 182 (Battin)—An act to amend Section 25405 of the Health and Safety Code, relating to acutely hazardous material.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Ducheny	Leonard	Richter
Aguiar	Escutia	Machado	Runner
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Mazzoni	Shelley
Aroner	Floyd	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Thompson
Baldwin	Goldsmith	Morrissey	Thomson
Battin	Granlund	Morrow	Torlakson
Baugh	Havice	Murray	Villaraigosa
Bordonaro	Hertzberg	Napolitano	Vincent
Bowler	Honda	Olberg	Washington
Brewer	House	Oller	Wayne
Brown	Kaloogian	Ortiz	Wildman
Caldera	Keeley	Pacheco	Woods
Campbell	Knox	Papan	Wright
Cardenas	Kuehl	Perata	Mr. Speaker
Cardoza	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	
Davis	Lempert	Pringle	

NOES—3

Bowen	Martinez	Takasugi

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1124 (Aroner)—An act to amend Sections 12071, 12072, and 12080 of the Penal Code, relating to firearms.

Bill read third time.

Motion to Amend

Assembly Member Aroner moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted and to be returned to the third reading file.

ASSEMBLY BILL NO. 1311 (Bordonaro)—An act relating to agriculture.

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, 7:45 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1463 (Olberg)—An act to add Section 2080.3 to the Fish and Game Code, relating to endangered species.

Bill read third time.

Motion to Amend

Assembly Member Olberg moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bowen moved a call of the Assembly.

Motion carried. Time, 7:54 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1428 (Havice)—An act to amend Sections 52122 and 52124 of the Education Code, relating to class size reduction.

Bill read third time, and passed by the following vote:

AYES—51

Aguiar	Figueroa	Lempert	Shelley
Alquist	Firestone	Machado	Strom-Martin
Aroner	Floyd	Martinez	Sweeney
Baca	Frusetta	Mazzoni	Thomson
Bowen	Gallegos	Migden	Torlakson
Brown	Goldsmith	Murray	Villaraigosa
Caldera	Havice	Napolitano	Vincent
Cardenas	Hertzberg	Ortiz	Washington
Cardoza	Honda	Pacheco	Wayne
Cunneen	Keeley	Papan	Wildman
Davis	Knox	Perata	Wright
Ducheny	Kuehl	Prenter	Mr. Speaker
Escutia	Kuykendall	Scott	

NOES—22

Ackerman	Brewer	Margett	Oller
Alby	Campbell	McClintock	Takasugi
Battin	Granlund	Miller	Thompson
Baugh	House	Morrissey	Woods
Bordonaro	Kaloogian	Morrow	
Bowler	Leonard	Olberg	

Bill ordered transmitted to the Senate.

At 7:55 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

ASSEMBLY BILL NO. 1464 (Strom-Martin)—An act to add Section 13180.9 to, and to add Chapter 9.5 (commencing with Section 13650) to Division 7 of, the Water Code, relating to water, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Strom-Martin moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 1496 (Papan)—An act to add Part 12.5 (commencing with Section 15920) to Division 3 of Title 2 of the Government Code, relating to public safety.

Bill read third time, and passed by the following vote:

AYES—67

Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	Migden	Strom-Martin
Ashburn	Floyd	Miller	Sweeney
Baca	Frusetta	Morrissey	Takasugi
Battin	Gallegos	Morrow	Thomson
Bordonaro	Granlund	Murray	Torlakson
Bowen	Havice	Napolitano	Villaraigosa
Bowler	Hertzberg	Olberg	Vincent
Brown	Honda	Ortiz	Washington
Caldera	House	Pacheco	Wayne
Campbell	Keeley	Papan	Wildman
Cardenas	Knox	Perata	Woods
Cardoza	Kuehl	Poochigian	Wright
Cunneen	Kuykendall	Prenter	Mr. Speaker
Davis	Lempert	Pringle	

NOES—9

Ackerman	Goldsmith	McClintock
Baugh	Kaloogian	Oller
Brewer	Leonard	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1496: Assembly Member House, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1596 (Committee on Public Employees, Retirement and Social Security)—An act to amend Sections 20393, 20408, and 22825.5 of the Government Code, relating to public employees.

Bill read third time, presented by Assembly Member Knox, and passed by the following vote:

AYES—42

Aguiar	Escutia	Martinez	Thomson
Alquist	Figueroa	Mazzoni	Torlakson
Aroner	Floyd	Migden	Villaraigosa
Baca	Gallegos	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Brown	Hertzberg	Ortiz	Wayne
Caldera	Honda	Perata	Wildman
Cardenas	Keeley	Scott	Wright
Cardoza	Knox	Shelley	Mr. Speaker
Davis	Kuehl	Strom-Martin	
Ducheny	Lempert	Sweeney	

NOES—35

Ackerman	Campbell	Leonard	Poochigian
Alby	Cunneen	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Richter
Battin	Granlund	Morrissey	Runner
Baugh	House	Morrow	Takasugi
Bordonaro	Kaloogian	Olberg	Thompson
Bowler	Kuykendall	Oller	Woods
Brewer	Leach	Pacheco	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1527 (Brown)—An act to add Section 66451.25 to the Government Code, relating to land use.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Brown moved a call of the Assembly.

Motion carried. Time, 8:10 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 554 (Papan)—An act to amend Section 22038 of the Public Contract Code, relating to local contracts.

Bill read third time, and passed by the following vote:

AYES—44

Alquist	Escutia	Lempert	Shelley
Aroner	Figueroa	Machado	Strom-Martin
Ashburn	Floyd	Martinez	Thomson
Baca	Gallegos	Mazzoni	Torlakson
Brown	Granlund	Migden	Villaraigosa
Caldera	Havice	Murray	Vincent
Cardenas	Hertzberg	Napolitano	Washington
Cardoza	Honda	Ortiz	Wildman
Cunneen	Keeley	Papan	Woods
Davis	Knox	Perata	Wright
Ducheny	Kuehl	Prenter	Mr. Speaker

NOES—31

Ackerman	Campbell	Leonard	Pacheco
Aguiar	Firestone	Margett	Poochigian
Alby	Frusetta	McClintock	Richter
Battin	Goldsmith	Miller	Sweeney
Baugh	House	Morrissey	Takasugi
Bordonaro	Kaloogian	Morrow	Thompson
Bowler	Kuykendall	Olberg	Wayne
Brewer	Leach	Oller	

Bill ordered transmitted to the Senate.

At 8:16 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 633 (Cardenas)—An act to add Section 15337.5 to the Government Code, relating to small business, and making an appropriation therefor.

Bill read third time.

Motion to Amend by Assembly Member Frusetta

Assembly Member Frusetta moved the adoption of amendments.

Amendments read.

Motion to Table Frusetta Amendments to Assembly Bill No. 633—Set 1

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Frusetta to Assembly Bill No. 633—Set 1 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—39

Alquist	Escutia	Martinez	Strom-Martin
Aroner	Figueroa	Mazzoni	Sweeney
Baca	Gallegos	Migden	Thomson
Bowen	Hertzberg	Murray	Torlakson
Brown	Honda	Napolitano	Villaraigosa
Caldera	Keeley	Ortiz	Vincent
Cardenas	Knox	Papan	Wildman
Cardoza	Kuehl	Perata	Wright
Davis	Lempert	Scott	Mr. Speaker
Ducheny	Machado	Shelley	

NOES—38

Ackerman	Campbell	Leach	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Firestone	Margett	Pringle
Ashburn	Frusetta	McClintock	Richter
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Baugh	Havice	Morrow	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	
Brewer	Kuykendall	Pacheco	

Motion to Amend by Assembly Member Cardenas—Set 2

Assembly Member Cardenas moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—42

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Floyd	Migden	Torlakson
Baca	Gallegos	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	Keeley	Papan	Wayne
Cardenas	Knox	Perata	Wildman
Cardoza	Kuehl	Scott	Wright
Davis	Lempert	Shelley	Mr. Speaker
Ducheny	Machado	Strom-Martin	
Escutia	Martinez	Sweeney	

NOES—38

Ackerman	Campbell	Leach	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Firestone	Margett	Pringle
Ashburn	Frusetta	McClintock	Richter
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Baugh	Havice	Morrow	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	
Brewer	Kuykendall	Pacheco	

Bill ordered reprinted, and to be returned to the third read file.

ASSEMBLY BILL NO. 735 (Ortiz)—An act to amend Sections 116.230 and 116.910 of the Code of Civil Procedure, relating to court fees.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Ortiz moved a call of the Assembly.

Motion carried. Time, 8:31 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 434 (Gallegos)—An act to amend Section 805 of, and to add Section 510.6 to, the Business and Professions Code, and to amend Section 1373.65 of the Health and Safety Code, relating to health care.

Bill read third time, and passed by the following vote:

AYES—54

Aguiar	Figueroa	Machado	Shelley
Alquist	Firestone	Martinez	Strom-Martin
Aroner	Floyd	Mazzoni	Sweeney
Baca	Frusetta	Migden	Thompson
Bordonaro	Gallegos	Morrissey	Thomson
Bowen	Granlund	Morrow	Torlakson
Brewer	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Pacheco	Wildman
Cunneen	Knox	Papan	Wright
Davis	Kuehl	Perata	Mr. Speaker
Ducheny	Kuykendall	Richter	
Escutia	Lempert	Scott	

NOES—13

Ackerman	Caldera	Miller	Runner
Alby	Goldsmith	Olberg	
Baldwin	Kaloogian	Oller	
Bowler	McClintock	Pringle	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 434: Assembly Member Takasugi, from "No" to "Not Voting".

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 835, on request of Assembly Member Wright.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1435 (Machado)—An act to amend Section 1748.12 of the Civil Code, relating to civil law.

Bill read third time, and passed by the following vote:

AYES—47

Alquist	Gallegos	Machado	Strom-Martin
Aroner	Goldsmith	Martinez	Sweeney
Baca	Havice	Migden	Thomson
Bordonaro	Honda	Morrissey	Torlakson
Cardenas	House	Morrow	Villaraigosa
Cardoza	Keeley	Murray	Vincent
Cunneen	Knox	Napolitano	Washington
Ducheny	Kuehl	Ortiz	Wayne
Escutia	Kuykendall	Papan	Wildman
Figueroa	Leach	Perata	Wright
Firestone	Lempert	Scott	Mr. Speaker
Floyd	Leonard	Shelley	

NOES—27

Ackerman	Bowler	Margett	Pringle
Aguiar	Brewer	Mazzoni	Richter
Alby	Brown	McClintock	Runner
Baldwin	Caldera	Miller	Takasugi
Battin	Campbell	Olberg	Thompson
Baugh	Granlund	Oller	Woods
Bowen	Kaloogian	Pacheco	

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 1435: Assembly Members Aguiar, Granlund, and Woods, from "Aye" to "No"; Assembly Member Prenter, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1142, on request of Assembly Member Murray.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 310

ASSEMBLY BILL NO. 310 (Kuehl)—An act to amend Sections 12926, 12930, 12940, 12945, 12965, 12970, 12989.2, and 12993 of the Government Code, relating to discrimination.

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, 8:50 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1190

ASSEMBLY BILL NO. 1190 (Torlakson)—An act to amend Sections 25515, 42400.3, and 42402.3 of, and to add Section 101087 to, the Health and Safety Code, relating to environmental protection.

Bill read third time.

Motion to Amend

Assembly Member Torlakson moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 304 (Scott)—An act to amend Sections 12025 and 12031 of the Penal Code, relating to firearms.

~~Bill read third time.~~

~~**Motion to Amend**~~

~~Assembly Member Scott moved the adoption of amendments.~~

~~Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.~~

(NOTE: Later this day, the action was rescinded whereby Assembly Bill No. 304 was read a third time, amendments read and adopted, and the bill ordered reprinted. See page 2506.)

At 9:02 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

ASSEMBLY BILL NO. 1301 (Ortiz)—An act to amend Section 4059 of the Family Code, relating to family law.

Bill read third time, and passed by the following vote.

AYES—44

Alby	Ducheny	Machado	Strom-Martin
Alquist	Escutia	Martinez	Sweeney
Aroner	Figueroa	Mazzoni	Thomson
Baca	Frusetta	McClintock	Torlakson
Baugh	Gallegos	Migden	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	Keeley	Papan	Wayne
Cardenas	Knox	Perata	Wildman
Cardoza	Kuehl	Scott	Wright
Davis	Lempert	Shelley	Mr. Speaker

NOES—32

Ackerman	Campbell	Kuykendall	Pacheco
Aguiar	Cunneen	Leonard	Poochigian
Ashburn	Firestone	Margett	Pringle
Baldwin	Floyd	Miller	Richter
Battin	Goldsmith	Morrissey	Runner
Bordonaro	Granlund	Morrow	Takasugi
Bowler	House	Olberg	Thompson
Brewer	Kaloogian	Oller	Woods

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 409 (Machado)—An act to add Section 2080.9 to the Fish and Game Code, relating to threatened and endangered species.

Bill read third time.

Motion to Amend

Assembly Member Machado moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Battin 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. 1164 (Wright)—An act to add Section 11261 to the Welfare and Institutions Code, relating to human services.

Bill read third time, and passed by the following vote:

AYES—55

Aguiar	Escutia	Machado	Scott
Alby	Figueroa	Martinez	Shelley
Alquist	Firestone	Mazzoni	Strom-Martin
Aroner	Floyd	Migden	Sweeney
Ashburn	Frusetta	Miller	Takasugi
Baca	Gallegos	Morrissey	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Brown	Honda	Ortiz	Vincent
Caldera	Keeley	Pacheco	Washington
Campbell	Knox	Papan	Wayne
Cardenas	Kuehl	Perata	Wright
Cunneen	Kuykendall	Prenter	Mr. Speaker
Davis	Lempert	Richter	

NOES—21

Ackerman	Goldsmith	Margett	Pringle
Battin	Granlund	McClintock	Runner
Baugh	House	Morrow	Thompson
Bowler	Kaloogian	Olberg	
Brewer	Leach	Oller	
Cardoza	Leonard	Poochigian	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1164: Assembly Member Poochigian, from "Aye" to "No".

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Upon request of Assembly Member Wayne, pursuant to Assembly Rule 77.2, the Speaker re-referred Assembly Bill No. 681 to the Committee on Environmental Safety and Toxic Materials.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 179 (Bowen)—An act to amend Sections 6256 and 6257 of, and to add Section 6256.5 to, the Government Code, relating to public records.

Bill read third time, and passed by the following vote:

AYES—63

Alquist	Escutia	Lempert	Richter
Aroner	Figueroa	Leonard	Scott
Ashburn	Firestone	Margett	Shelley
Baca	Floyd	Martinez	Strom-Martin
Baldwin	Gallegos	Mazzoni	Sweeney
Battin	Goldsmith	McClintock	Takasugi
Baugh	Granlund	Miller	Thomson
Bowen	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Murray	Villaraigosa
Brown	Honda	Napolitano	Vincent
Caldera	House	Oller	Wayne
Campbell	Kaloogian	Ortiz	Wildman
Cardoza	Keeley	Pacheco	Woods
Cunneen	Knox	Perata	Wright
Davis	Kuehl	Poochigian	Mr. Speaker
Ducheny	Kuykendall	Prenter	

NOES—8

Ackerman	Bordonaro	Leach	Runner
Alby	Brewer	Morrow	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 125 (Pacheco)—An act to amend Section 18941.7 of the Health and Safety Code, relating to building standards.

Amendments Withdrawn

Without objection, Assembly Member Pacheco withdrew his amendments to Assembly Bill No. 125—Set 1.

Amendments Withdrawn

Without objection, Assembly Member Torlakson withdrew his amendments to Assembly Bill No. 125—Set 2.

Bill read third time.

Motion to Amend by Assembly Members Pacheco and Torlakson—Set 3

Assembly Member Pacheco moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 456 (Ducheny)—An act to amend Sections 1917.320, 1917.330, 1917.331, 1917.334, 1917.411, 1917.511, 1917.610, 1917.613, 1917.614, 1917.615, 1917.617, 1917.710, 1917.711, 1917.712, 1917.713, 1917.714 of, to amend the heading of Chapter 7 (commencing with Section 1917.320) of Title 4 of Part 4 of, to add Section 1917.715 to, and to repeal and add Section 1917.612 of, the Civil Code, relating to real property.

Bill read third time.

Motion to Amend

Assembly Member Ducheny moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—35

Ackerman	Brewer	Kuykendall	Poochigian
Aguiar	Campbell	Leach	Prenter
Alby	Cunneen	Margett	Pringle
Ashburn	Firestone	Miller	Richter
Baldwin	Frusetta	Morrissey	Runner
Battin	Goldsmith	Morrow	Takasugi
Baugh	Granlund	Olberg	Thompson
Bordonaro	House	Oller	Woods
Bowler	Kaloogian	Pacheco	

Bill ordered reprinted, and to be returned to the third reading file.

BILLS PASSED ON FILE

Assembly Bill No. 435—Passed on file.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 13 FROM COMMITTEE WAIVED

Assembly Member Firestone waived his notice of motion to withdraw Assembly Bill No. 13 from the Committee on Appropriations.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 131

At 9:30 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.

Assembly Bill No. 131 passed by the following vote:

AYES—41

Alquist	Gallegos	Migden	Torlakson
Aroner	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	Keeley	Papan	Wayne
Cardenas	Knox	Perata	Wildman
Cardoza	Kuehl	Scott	Wright
Davis	Lempert	Shelley	Mr. Speaker
Ducheny	Machado	Strom-Martin	
Escutia	Martinez	Sweeney	
Figueroa	Mazzoni	Thomson	

NOES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Ashburn	Firestone	McClintock	Richter
Baca	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 338

At 9:30 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.

Assembly Bill No. 338 refused passage by the following vote:

AYES—29

Alquist	Escutia	Migden	Thomson
Aroner	Figueroa	Napolitano	Torlakson
Bowen	Gallegos	Ortiz	Villaraigosa
Brown	Havice	Papan	Wayne
Caldera	Honda	Perata	Mr. Speaker
Cardenas	Keeley	Shelley	
Cardoza	Knox	Strom-Martin	
Davis	Mazzoni	Sweeney	

NOES—43

Ackerman	Cunneen	Margett	Pringle
Aguiar	Firestone	McClintock	Richter
Alby	Floyd	Miller	Runner
Ashburn	Frusetta	Morrissey	Takasugi
Baldwin	Goldsmith	Morrow	Thompson
Battin	Granlund	Murray	Vincent
Baugh	House	Olberg	Washington
Bordonaro	Kaloogian	Oller	Wildman
Bowler	Kuykendall	Pacheco	Woods
Brewer	Leach	Poochigian	Wright
Campbell	Leonard	Prenter	

Request to Reconsider Immediately

Assembly Member Sweeney requested unanimous consent that the vote be immediately reconsidered whereby Assembly Bill No. 338 was this day refused passage.

Assembly Member Papan withheld unanimous consent.

Motion to Reconsider Assembly Bill No. 338 on Next Legislative Day

Assembly Member Sweeney moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 338 was this day refused passage.

Assembly Bill No. 338 ordered to the unfinished business file.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 83

ASSEMBLY BILL NO. 83 (Villaraigosa)—An act to amend Section 17041 of, and to add Sections 17053.33 and 17053.34 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend

Assembly Member Villaraigosa moved the adoption of amendments.

Amendments Ruled Out of Order

Speaker pro Tempore Kuehl ruled the amendments out of order pursuant to the provisions of Joint Rule 69(b).

Assembly Bill No. 83 Passed Temporarily

By unanimous consent, Assembly Bill No. 83 was passed temporarily.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 492

At 9:34 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 Shelley moved to continue the call of the Assembly.

Motion carried. Time, 9:34 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. 1162

At 9:35 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. 1162 passed by the following vote:

AYES—42

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Floyd	Migden	Torlakson
Baca	Gallegos	Murray	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Brown	Hertzberg	Ortiz	Washington
Caldera	Honda	Papan	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Machado	Sweeney	

NOES—36

Ackerman	Brewer	Kuykendall	Oller
Aguiar	Campbell	Leach	Pacheco
Alby	Cunneen	Leonard	Poochigian
Ashburn	Firestone	Margett	Pringle
Baldwin	Frusetta	McClintock	Richter
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	House	Morrow	Thompson
Bowler	Kaloogian	Olberg	Woods

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 499

At 9:35 p.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 499 refused passage by the following vote:

AYES—37

Alquist	Floyd	Migden	Torlakson
Aroner	Gallegos	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Wayne
Caldera	Keeley	Papan	Wildman
Cardenas	Knox	Perata	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Martinez	Sweeney	
Figueroa	Mazzoni	Thomson	

NOES—36

Ackerman	Brewer	Leach	Poochigian
Aguiar	Campbell	Leonard	Prenter
Alby	Frusetta	Margett	Pringle
Ashburn	Goldsmith	McClintock	Richter
Baldwin	Granlund	Miller	Runner
Battin	Havice	Morrissey	Takasugi
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	Washington
Bowler	Kuykendall	Oller	Woods

Motion to Reconsider Assembly Bill No. 499 on Next Legislative Day

Assembly Member Kuehl moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 499 was this day refused passage.

Assembly Bill No. 499 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 792

At 9:35 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. 792 passed by the following vote:

AYES—43

Alquist	Figueroa	Machado	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Kuykendall	Shelley	Mr. Speaker
Escutia	Lempert	Strom-Martin	

NOES—32

Ackerman	Bowler	Leach	Pacheco
Aguiar	Brewer	Leonard	Poochigian
Alby	Campbell	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Oller	Woods

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 497

At 9:35 p.m., on motion of Assembly Member Honda, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 497 passed by the following vote:

AYES—42

Alquist	Gallegos	Migden	Torlakson
Aroner	Havice	Murray	Villaraigosa
Baca	Hertzberg	Napolitano	Vincent
Bowen	Honda	Ortiz	Washington
Brown	Keeley	Papan	Wayne
Cardenas	Knox	Perata	Wildman
Cardoza	Kuehl	Scott	Woods
Ducheny	Lempert	Shelley	Wright
Escutia	Machado	Strom-Martin	Mr. Speaker
Figueroa	Martinez	Sweeney	
Floyd	Mazzoni	Thomson	

NOES—36

Ackerman	Brewer	Kuykendall	Oller
Aguiar	Caldera	Leach	Pacheco
Alby	Campbell	Leonard	Poochigian
Ashburn	Cunneen	Margett	Prenter
Baldwin	Firestone	McClintock	Pringle
Battin	Goldsmith	Miller	Richter
Baugh	Granlund	Morrissey	Runner
Bordonaro	House	Morrow	Takasugi
Bowler	Kaloogian	Olberg	Thompson

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1311

At 9:35 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 Pringle moved to continue the call of the Assembly.

Motion carried. Time, 9:36 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON OLBERG MOTION TO AMEND ASSEMBLY BILL NO. 1463

At 9:36 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 Olberg amendments to Assembly Bill No. 1463 adopted by the following vote:

AYES—49

Ackerman	Cardoza	Margett	Runner
Aguiar	Firestone	McClintock	Scott
Alby	Floyd	Miller	Takasugi
Ashburn	Frusetta	Morrissey	Thompson
Baca	Gallegos	Morrow	Thomson
Baldwin	Goldsmith	Olberg	Vincent
Battin	Granlund	Oller	Washington
Baugh	House	Pacheco	Woods
Bordonaro	Kaloogian	Papan	Wright
Bowler	Kuykendall	Poochigian	Mr. Speaker
Brewer	Leach	Prenter	
Caldera	Leonard	Pringle	
Campbell	Machado	Richter	

NOES—22

Aroner	Keeley	Migden	Strom-Martin
Bowen	Knox	Murray	Sweeney
Brown	Kuehl	Napolitano	Torlakson
Escutia	Lempert	Ortiz	Wayne
Figueroa	Martinez	Perata	
Honda	Mazzoni	Shelley	

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Olberg to Assembly Bill No. 1463: Assembly Member Alquist, from "No" to "Not Voting".

Motion to Reconsider Adoption of Olberg Amendments on Next Legislative Day

Assembly Member Bowen moved to reconsider on the next legislative day the vote whereby Olberg amendments were adopted on this day to Assembly Bill No. 1463.

Assembly Bill No. 1463 ordered to the unfinished business file.

(NOTE: Later this day the above motion to reconsider was taken up immediately. See page 2503.)

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1527

At 9:37 p.m., on motion of Assembly Member Brown, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Pringle moved to continue the call of the Assembly.

Motion carried. Time, 9:38 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. 735

At 9:38 p.m., on motion of Assembly Member Ortiz, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 735 refused passage by the following vote:

AYES—30

Alquist	Figueroa	Migden	Torlakson
Aroner	Gallegos	Murray	Villaraigosa
Baca	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	Keeley	Perata	Wright
Cardenas	Knox	Shelley	Mr. Speaker
Ducheny	Kuehl	Strom-Martin	
Escutia	Mazzoni	Thomson	

NOES—41

Ackerman	Cardoza	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Floyd	Miller	Runner
Baldwin	Goldsmith	Morrissey	Scott
Battin	Granlund	Morrow	Takasugi
Baugh	Havice	Olberg	Thompson
Bordonaro	House	Oller	Woods
Bowler	Kaloogian	Pacheco	
Brewer	Kuykendall	Papan	
Campbell	Leach	Poochigian	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 310

At 9:40 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. 310 passed by the following vote:

AYES—41

Alquist	Floyd	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Wayne
Cardenas	Keeley	Papan	Wildman
Cardoza	Knox	Perata	Wright
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Lempert	Shelley	
Escutia	Machado	Strom-Martin	
Figueroa	Martinez	Sweeney	

NOES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Morrissey	Runner
Baldwin	Goldsmith	Morrow	Takasugi
Battin	Granlund	Olberg	Thompson
Baugh	House	Oller	Washington
Bordonaro	Kaloogian	Pacheco	Woods
Bowler	Kuykendall	Poochigian	
Brewer	Leach		

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON MACHADO AMENDMENTS TO ASSEMBLY BILL NO. 409

At 9:40 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 Machado Amendments to Assembly Bill No.409 were adopted by the following vote:

AYES—55

Ackerman	Cardenas	Leach	Prenter
Aguiar	Cardoza	Leonard	Pringle
Alby	Davis	Machado	Richter
Alquist	Frusetta	Margett	Runner
Ashburn	Gallegos	Miller	Scott
Baca	Goldsmith	Morrissey	Takasugi
Baldwin	Granlund	Morrow	Thompson
Battin	Havice	Murray	Thomson
Baugh	Hertzberg	Olberg	Vincent
Bordonaro	Honda	Oller	Wildman
Bowler	House	Ortiz	Woods
Brewer	Kaloogian	Pacheco	Wright
Caldera	Keeley	Papan	Mr. Speaker
Campbell	Kuykendall	Poochigian	

NOES—14

Bowen	Figueroa	Perata	Torlakson
Brown	Lempert	Shelley	Wayne
Cunneen	Martinez	Strom-Martin	
Escutia	Migden	Sweeney	

Assembly Bill No. 409 ordered reprinted, and to be returned to the third reading file.

MOTION TO TAKE UP MOTION TO RECONSIDER VOTE

Assembly Member Machado moved to take up on this day the Bowen motion to reconsider the vote whereby Olberg amendments to Assembly Bill No. 1463 were adopted.

Assembly Member Leonard seconded the motion.

CAUCUS ANNOUNCEMENTS

At 9:41 p.m., Assembly Member Villaraigosa was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 9:41 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 10:03 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

FURTHER CONSIDERATION OF MOTION TO TAKE UP MOTION TO RECONSIDER VOTE

The question being on the Machado motion to take up immediately the vote whereby Olberg amendments to Assembly Bill No. 1463 were adopted.

Motion to take up motion to reconsider carried by the following vote:

AYES—49

Ackerman	Firestone	Margett	Runner
Aguiar	Frusetta	McClintock	Scott
Alby	Gallegos	Morrissey	Takasugi
Alquist	Goldsmith	Morrow	Thompson
Ashburn	Granlund	Murray	Thomson
Baca	Havice	Olberg	Vincent
Baldwin	House	Oller	Washington
Battin	Kaloogian	Pacheco	Wildman
Bordonaro	Keeley	Papan	Woods
Bowler	Kuykendall	Poochigian	Wright
Brewer	Leach	Prenter	
Campbell	Leonard	Pringle	
Cardoza	Machado	Richter	

NOES—17

Aroner	Figueroa	Ortiz	Torlakson
Bowen	Lempert	Perata	Wayne
Brown	Martinez	Shelley	
Caldera	Mazzoni	Strom-Martin	
Cunneen	Migden	Sweeney	

Motion to Reconsider Adoption of Olberg Amendments to Assembly Bill No. 1463 Immediately

Assembly Member Bowen moved to reconsider the vote whereby Olberg amendments to Assembly Bill No. 1463 were this day adopted.

Motion to reconsider lost by the following vote:

AYES—24

Aroner	Escutia	Migden	Shelley
Bowen	Figueroa	Murray	Strom-Martin
Brown	Keeley	Napolitano	Sweeney
Caldera	Lempert	Ortiz	Torlakson
Cunneen	Martinez	Perata	Wayne
Davis	Mazzoni	Scott	Wildman

NOES—40

Ackerman	Campbell	Leonard	Papan
Aguiar	Cardoza	Machado	Poochigian
Alby	Firestone	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	Vincent
Bowler	Kuykendall	Oller	Woods
Brewer	Leach	Pacheco	Wright

Assembly Bill No. 1463 ordered printed, and to be returned to the third reading file.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 83

ASSEMBLY BILL NO. 83 (Villaraigosa)—An act to amend Section 17041 of, and to add Sections 17053.33 and 17053.34 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend—Set 2

Assembly Member Villaraigosa moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—44

Alquist	Escutia	Martinez	Strom-Martin
Aroner	Figueroa	Mazzoni	Sweeney
Baca	Floyd	McClintock	Thomson
Bordonaro	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker

NOES—32

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Margett	Prenter
Ashburn	Firestone	Miller	Pringle
Baldwin	Frusetta	Morrissey	Runner
Battin	Goldsmith	Morrow	Takasugi
Baugh	Granlund	Olberg	Thompson
Bowler	House	Oller	Woods

Bill ordered reprinted, and to be returned to the third reading file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 492

At 10:15 p.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Villaraigosa moved to continue the call of the Assembly.

Motion carried. Time, 10:16 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

OBJECTION TO VOTE ADDS

Assembly Member Battin 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. 310.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1311

At 10:18 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.

Assembly Bill No. 1311 refused passage by the following vote:

AYES—37

Ackerman	Campbell	Leach	Poochigian
Aguiar	Cardoza	Leonard	Prenter
Alby	Cunneen	Machado	Pringle
Ashburn	Firestone	Margett	Runner
Baldwin	Frusetta	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Woods
Bordonaro	House	Olberg	
Bowler	Kaloogian	Oller	
Brewer	Kuykendall	Pacheco	

NOES—39

Aroner	Floyd	Mazzoni	Strom-Martin
Baca	Gallegos	McClintock	Sweeney
Bowen	Havice	Migden	Torlakson
Brown	Hertzberg	Murray	Villaraigosa
Caldera	Honda	Napolitano	Vincent
Cardenas	Keeley	Ortiz	Washington
Davis	Knox	Papan	Wayne
Ducheny	Kuehl	Perata	Wildman
Escutia	Lempert	Scott	Wright
Figueroa	Martinez	Shelley	

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1527

At 10:19 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.

Assembly Bill No. 1527 passed by the following vote:

AYES—42

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Floyd	Migden	Torlakson
Baca	Gallegos	Murray	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Brown	Hertzberg	Ortiz	Washington
Caldera	Honda	Papan	Wayne
Cardoza	Keeley	Perata	Wildman
Cunneen	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Martinez	Sweeney	

NOES—35

Ackerman	Brewer	Leonard	Poochigian
Aguiar	Campbell	Margett	Prenter
Alby	Firestone	McClintock	Pringle
Ashburn	Goldsmith	Miller	Richter
Baldwin	Granlund	Morrissey	Runner
Battin	House	Morrow	Takasugi
Baugh	Kaloogian	Olberg	Thompson
Bordonaro	Kuykendall	Oller	Woods
Bowler	Leach	Pacheco	

Bill ordered transmitted to the Senate.

Objection to Vote Adds

Assembly Member Kuykendall 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. 1527.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 492

At 10:20 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.

Assembly Bill No. 492 refused passage by the following vote:

AYES—36

Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Floyd	Mazzoni	Sweeney
Bowen	Gallegos	Migden	Thomson
Brown	Hertzberg	Murray	Torlakson
Caldera	Honda	Napolitano	Villaraigosa
Cardenas	Keeley	Ortiz	Vincent
Davis	Knox	Papan	Wayne
Ducheny	Kuehl	Perata	Wright
Escutia	Lempert	Shelley	Mr. Speaker

NOES—40

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cardoza	Margett	Pringle
Alby	Cunneen	McClintock	Richter
Ashburn	Firestone	Miller	Runner
Baldwin	Goldsmith	Morrissey	Scott
Battin	Granlund	Morrow	Takasugi
Baugh	Havice	Olberg	Thompson
Bordonaro	House	Oller	Washington
Bowler	Kaloogian	Pacheco	Wildman
Brewer	Leach	Poochigian	Woods

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 492: Assembly Members Scott and Wildman, from "Aye" to "No".

ANNOUNCEMENT OF CONFERENCE COMMITTEE MEETING

Assembly Member Aroner announced that the Conference Committee on Welfare Reform would meet on June 4, 1997 at 8 a.m.

ACTION RESCINDED ON ASSEMBLY BILL NO. 304

Assembly Member Scott was granted unanimous consent to rescind the action whereby earlier this day, (Assembly Journal, page 2491) Assembly Bill No. 304 was read a third time, amendments read and adopted and the bill ordered reprinted.

NOTICES OF MOTIONS TO WITHDRAW BILLS FROM COMMITTEE CONTINUED

By unanimous consent the notices of motions to withdraw Assembly Bills Nos. 512, 1461, 104, 454, 357, 164, 429, 1510, 1351, 230, 914, 166, 372, 642, 484, 383, 1031, 336, 147, 1108, 203, 965, 1370, 1490, 37, 687, 370, and 26 from Committee were continued until the next legislative day.

MOTION TO ADJOURN

At 10:23 p.m., Assembly Member House moved that the Assembly do now adjourn.

Assembly Member Washington seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Member Martinez arose to speak on the condition of the file.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 830, Consent Calendar: Alby, Aroner, Bowler, Brewer, Brown, Ducheny, Figueroa, Gallegos, Granlund, Honda, Kaloogian, Knox, Murray, Olberg, Pringle, Wildman, Woods, and Wright—Aye.

Assembly Bill No. 310, Kuehl Motion to Reconsider: Ducheny and Martinez—Aye; Alby, Baugh, Morrow, Prenter, Pringle, and Takasugi—No.

Assembly Bill No. 1603, Concurrence: Richter—Aye.

Assembly Bill No. 1396: Knox—Aye; Morrow—No.

Assembly Bill No. 838: Baugh, Hertzberg, Olberg, Poochigian, and Wildman—Aye.

Assembly Bill No. 382: Baca, Firestone, Morrissey, and Prenter—Aye; Morrow—No.

Assembly Bill No. 489: Battin, Campbell, and Olberg—Aye; Pringle—No.

Assembly Bill No. 560: Alby, Firestone, Goldsmith, and Kuykendall—Aye.

Assembly Bill No. 130: Goldsmith, Kaloogian, and Migden—Aye.

Assembly Bill No. 741: Aguiar, Baugh, Cunneen, Frusetta, Kaloogian, Machado, and Prenter—Aye; Ackerman, Olberg, Pacheco, and Poochigian—No.

Assembly Bill No. 832: Battin and Baugh—Aye; Aroner, Bowen, and Mazzoni—No.

Assembly Bill No. 864: Goldsmith—Aye; Baugh, Kaloogian, Leach, Miller, Morrissey, Pacheco, and Takasugi—No.

Assembly Bill No. 1021: Cunneen, Davis, Miller, and Morrissey—Aye; Baugh, Bordonaro, Leach, and Olberg—No.

Assembly Bill No. 1162, Motion to Table Baldwin Amendments: Caldera—Aye.

Assembly Bill No. 1206: Baugh, Brown, Goldsmith, Honda, Machado, McClintock and Morrow—Aye.

Assembly Bill No. 1245: Alquist, Cunneen, Granlund, and Mazzoni—Aye; Ashburn, Goldsmith, and Pacheco—No.

Assembly Bill No. 241, Brewer Motion to Re-refer: Cardoza and Goldsmith—Aye; Cunneen—No.

Assembly Bill No. 241: Bordonaro, Goldsmith, Kuykendall, Leach, and Martinez—Aye; Ashburn—No.

Assembly Bill No. 1607 and Urgency: Ashburn, Battin, Goldsmith, McClintock, and Olberg—Aye.

Assembly Bill No. 17: Aguiar, Ashburn, Cunneen, Goldsmith, Havice, Pacheco, Prenter, and Wildman—Aye; Baugh—No.

Assembly Bill No. 112: Aguiar, Ashburn, Baugh, Cunneen, and Goldsmith—No.

Assembly Bill No. 123: Alquist, Ashburn, Baldwin, Battin, Cunneen, Firestone, Goldsmith, Kuykendall, Lempert, Pacheco, Takasugi, and Wayne—Aye; Baugh and Morrow—No.

Assembly Bill No. 142: Ashburn, Bowen, Cunneen, Firestone, Goldsmith, Granlund, Kuykendall, Miller, Olberg, Poochigian, and Woods—Aye; Morrow—No.

Assembly Bill No. 167 and Urgency: Ashburn, Bowen, Cunneen, Ducheny, Goldsmith, Havice, Poochigian, and Wright—Aye.

Assembly Bill No. 248: Ashburn, Cunneen, Goldsmith, Mazzoni, and Poochigian—Aye.

Assembly Bill No. 267: Aguiar, Ducheny, Goldsmith, Knox and Martinez—Aye; Ashburn, Baugh, and Miller—No.

Assembly Bill No. 269: Ashburn, Baugh, Goldsmith, McClintock, and Pacheco—No.

Assembly Bill No. 291: Ashburn, Baugh, Bordonaro, Goldsmith, and House—Aye; Martinez and McClintock—No.

Assembly Bill No. 326: Alby, Goldsmith, Pacheco, Prenter, and Takasugi—Aye; Ashburn, Baugh, Martinez, McClintock, and Olberg—No.

Assembly Bill No. 351: Miller, Pacheco, Shelley, and Villaraigosa—Aye.

Assembly Bill No. 352: Goldsmith, Miller, Olberg, Poochigian, and Strom-Martin—Aye.

Assembly Bill No. 353: Battin and Goldsmith—Aye; Miller, Pacheco, and Prenter—No.

Assembly Bill No. 367: Martinez and Prenter—Aye; Ashburn, Miller, Morrow, and Pacheco—No.

Assembly Bill No. 407: Martinez—Aye; Baugh, Goldsmith, and Miller—No.

Assembly Bill No. 418: Aroner, Goldsmith, Miller, and Strom-Martin—Aye; Baugh and Pringle—No.

Assembly Bill No. 486: Aroner, Baugh, Bowen, Figueroa, Martinez, Mazzoni, Miller, and Strom-Martin—Aye.

Assembly Bill No. 498: Frusetta, Goldsmith, and Napolitano—Aye; Ashburn, Baugh, and Miller—No.

Assembly Bill No. 499, Morrow Motion to Re-refer: Havice and Miller—Aye.

Assembly Bill No. 504: Cardoza, Miller, Napolitano, and Pacheco—Aye; Baugh and Olberg—No.

Assembly Bill No. 544: Cunneen—Aye; Ashburn, Baugh, Pacheco, and Takasugi—No.

Assembly Bill No. 549: Ashburn, Cunneen, and Pacheco—Aye; Baugh and Morrow—No.

Assembly Bill No. 602: Kaloogian—Aye.

Assembly Bill No. 607: Frusetta, Miller, and Takasugi—Aye; Baugh—No.

Assembly Bill No. 621: Campbell, Havice, and Pacheco—Aye; Ackerman, Baugh, Goldsmith, and Miller—No.

Assembly Bill No. 639: Goldsmith and Miller—Aye.

Assembly Bill No. 644: Goldsmith and Miller—Aye; Baugh—No.

Assembly Bill No. 656: Migden—Aye; Baugh, Cunneen, Goldsmith, and Miller—No.

Assembly Bill No. 748: Aguiar, Goldsmith, Leach, and Miller—No.

Assembly Bill No. 488, Caldera Motion to Reconsider: Alquist and Migden—Aye.

Assembly Bill No. 712: Migden and Villaraigosa—Aye.

Assembly Bill No. 229: Cardenas, Goldsmith, Miller, Poochigian, and Pringle—Aye.

Assembly Bill No. 847: Battin—No.

Assembly Bill No. 556: Baca, Brown, Goldsmith, Migden, and Villaraigosa—Aye.

Assembly Bill No. 762: Aroner and Baugh—Aye.

Assembly Bill No. 956: Frusetta—Aye; Miller and Prenter—No.

Assembly Bill No. 1333: Goldsmith, Havice, and Miller—No.

Assembly Bill No. 680: Alquist, Aroner, Bowen, Mazzoni, Miller, and Sweeney—Aye.

Assembly Bill No. 805: Alquist, Figueroa, Havice, Miller, and Sweeney—Aye; Aroner—No.

Assembly Bill No. 833: Baugh, Miller, and Woods—Aye.

Assembly Bill No. 857: Machado—Aye; Baugh, Miller, and Pacheco—No.

Assembly Bill No. 860: Miller—Aye; Baugh, McClintock, and Morrow—No.

Assembly Bill No. 861: Cunneen, Havice, Kuykendall, and Morrissey—Aye; Miller—No.

Assembly Bill No. 862: Cunneen, Goldsmith, and Morrissey—Aye; Miller—No.

Assembly Bill No. 10: Kuykendall, Mazzoni, Miller, and Morrissey—Aye; Pringle—No.

Assembly Bill No. 926: Alquist, Baugh, Bowen, Machado, Mazzoni, and Miller—Aye; Martinez—No.

Assembly Bill No. 1163: Campbell and Cunneen—Aye; Cardoza, Havice, Miller, and Takasugi—No.

Assembly Bill No. 1169: Cardoza, Firestone, Keeley, Kuykendall, and Thomson—Aye; Miller and Pacheco—No.

Assembly Bill No. 1189: Alquist and Cunneen—Aye; Miller and Takasugi—No.

Assembly Bill No. 1204: Ashburn, Cunneen, Mazzoni, Miller, and Pringle—Aye; Aroner, Bowen, Strom-Martin, and Sweeney—No.

Assembly Bill No. 1228: Bordonaro, Cunneen, Davis, Firestone, Goldsmith, and Mazzoni—Aye; Campbell, Miller, and Pacheco—No.

Assembly Bill No. 1238: Baugh, Davis, Lempert, Mazzoni, Miller, Scott, Shelley, and Sweeney—Aye.

Assembly Bill No. 1275: Aroner, Granlund, Mazzoni, and Miller—Aye.

Assembly Bill No. 1292: Cunneen, Firestone, Granlund, Leach, Mazzoni, Miller, Pacheco, and Poochigian—Aye.

Assembly Bill No. 1297: Ashburn, Brown, Cunneen, Goldsmith, Leach, Miller, and Poochigian—Aye.

Assembly Bill No. 1334: Alby, Bordonaro, Bowler, Cunneen, Goldsmith, Leach, Machado, and Shelley—Aye; Ashburn, Miller, Olberg, Poochigian, and Wildman—No.

Assembly Bill No. 1382: Alby, Caldera, Gallegos, Goldsmith, Leach, Martinez, Miller, Napolitano, and Poochigian—Aye.

Assembly Bill No. 175, Motion to Table Oller Amendments—Set 1: Alby, Ashburn, Cunneen, Leach, and Miller—No.

Assembly Bill No. 175, Motion to Table Oller Amendments—Set 2: Miller—No.

Assembly Bill No. 175: Alby, Ashburn, Goldsmith, Kuykendall, Leach, Lempert, Miller, Poochigian, and Strom-Martin—Aye; Martinez-No.

Assembly Bill No. 475: Alby, Bowler, Leach, Miller, and Poochigian—Aye; Martinez—No.

Assembly Bill No. 750: Alby, Bowen, Bowler, Leach, McClintock, Mazzoni, and Miller—Aye; Martinez—No.

Assembly Bill No. 797: Alby, Bowler, Ducheny, Leach, and Miller—Aye.

Assembly Bill No. 182: Alby, Bowler, Ducheny, Hertzberg, Miller, and Wildman—Aye; Martinez—No.

Assembly Bill No. 1428: Aguiar, Baca, Cunneen, Firestone, and Goldsmith—Aye; Ackerman, Granlund, and Miller—No.

Assembly Bill No. 1496: Baca, Bowen, Martinez, Miller, and Takasugi—Aye.

Assembly Bill No. 1596: Aguiar—Aye; Ashburn and Miller—No.

Assembly Bill No. 554: Cunneen and Woods—Aye; Miller, Pacheco, and Sweeney—No.

Assembly Bill No. 633, Motion to Table Frusetta Amendments—Set 1: Havice and Miller—No.

Assembly Bill No. 633, Cardenas Amendments—Set 2: Havice and Miller—No.

Assembly Bill No. 434: Bordonaro, Cunneen, Ducheny, Granlund, Knox, Kuykendall, Migden, Pacheco, and Scott—Aye; Miller and Olberg—No.

Assembly Bill No. 1435: Havice and Knox—Aye; Miller and Olberg—No.

Assembly Bill No. 1301: Cardoza and Hertzberg—Aye; Cunneen, Granlund, Miller, and Olberg—No.

Assembly Bill No. 1164: Alquist and Miller—Aye.

Assembly Bill No. 179: Alquist, Baca, Battin, and Miller—Aye; Morrow—No.

Assembly Bill No. 456, Ducheny Amendments: Miller—No.

Assembly Bill No. 499: Miller—No.

Assembly Bill No. 792: Miller–No.

Assembly Bill No. 497: Brown—Aye; Miller—No.

Assembly Bill No. 1463, Olberg Amendments: Miller—Aye.

Assembly Bill No. 735: Miller—No.

Assembly Bill No. 310: Baugh, Cunneen, and Takasugi—No.

Assembly Bill No. 409, Machado Amendments: Alquist and Miller—Aye.

Assembly Bill No. 1463, Bowen Motion to Reconsider Olberg Amendments: Miller—No.

Assembly Bill No. 83, Villaraigosa Amendments—Set 2: Miller—No.

Assembly Bill No. 492: Cardoza—No.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member House that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 10:24 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

MESSAGES FROM THE SENATE

Senate Chamber, June 4, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 25
Senate Bill No. 49
Senate Bill No. 50
Senate Bill No. 57
Senate Bill No. 85
Senate Bill No. 163
Senate Bill No. 200
Senate Bill No. 202
Senate Bill No. 231
Senate Bill No. 314
Senate Bill No. 316
Senate Bill No. 317
Senate Bill No. 364
Senate Bill No. 368
Senate Bill No. 369
Senate Bill No. 394
Senate Bill No. 405
Senate Bill No. 432
Senate Bill No. 445
Senate Bill No. 469
Senate Bill No. 483
Senate Bill No. 499
Senate Bill No. 500
Senate Bill No. 521
Senate Bill No. 535
Senate Bill No. 557
Senate Bill No. 560
Senate Bill No. 570
Senate Bill No. 586
Senate Bill No. 593
Senate Bill No. 615
Senate Bill No. 648
Senate Bill No. 655
Senate Bill No. 673
Senate Bill No. 699
Senate Bill No. 721
Senate Bill No. 776
Senate Bill No. 826
Senate Bill No. 857
Senate Bill No. 933
Senate Bill No. 938
Senate Bill No. 939

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 4, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 941
Senate Bill No. 978
Senate Bill No. 1006
Senate Bill No. 1023
Senate Bill No. 1036
Senate Bill No. 1048
Senate Bill No. 1051
Senate Bill No. 1064
Senate Bill No. 1110
Senate Bill No. 1123
Senate Bill No. 1140
Senate Bill No. 1163
Senate Bill No. 1185
Senate Bill No. 1189
Senate Bill No. 1194
Senate Bill No. 1202
Senate Bill No. 1217
Senate Bill No. 1226
Senate Bill No. 1238
Senate Bill No. 1240
Senate Bill No. 1251
Senate Bill No. 1270
Senate Bill No. 1306
Senate Bill No. 1339

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 4, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 23

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 25—An act to amend Section 19602 of the Business and Professions Code, relating to horseracing.

SENATE BILL NO. 49—An act to add and repeal Chapter 4.6 (commencing with Section 84600) of Title 9 of the Government Code, relating to the Political Reform Act of 1974, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 50—An act to amend Sections 52084, 52086, 52122, 52123, 52124, and 52126 of the Education Code, relating to class size reduction.

SENATE BILL NO. 57—An act to amend Section 148 of the Penal Code, relating to arrest.

SENATE BILL NO. 85—An act to amend Section 44670.6 of, to add Article 7.5 (commencing with Section 44579) to Chapter 3 of Part 25 of, and to repeal Sections 48645.7, 52022, 52854, and 56242 of, the Education Code, relating to staff development.

SENATE BILL NO. 163—An act to relating to public social services.

SENATE BILL NO. 200—An act to add Section 7073.8 to the Government Code, and to add Sections 17053.47 and 23622.8 to the Revenue and Taxation Code, relating to economic development.

SENATE BILL NO. 202—An act to amend Section 930 of the Unemployment Insurance Code, relating to unemployment insurance.

SENATE BILL NO. 231—An act to add Article 3.5 (commencing with Section 2086) to Chapter 1.5 of Division 3 of the Fish and Game Code, and to add Article 8.6 (commencing with Section 570) to Chapter 3 of Part 1 of Division 1 of the Food and Agricultural Code, relating to endangered species.

SENATE BILL NO. 314—An act to amend Sections 290 and 290.4 of the Penal Code, relating to sex offenders.

SENATE BILL NO. 316—An act to add Chapter 7 (commencing with Section 99300) to Part 65 of the Education Code, relating to postsecondary education.

SENATE BILL NO. 317—An act to add Section 1373.21 to the Health and Safety Code, relating to health care service plans.

SENATE BILL NO. 364—An act to amend Section 8399 of, and to add and repeal Article 9.7 (commencing with Section 8420) of Chapter 2 of Part 3 of Division 6 of, and to repeal Section 8425 of, the Fish and Game Code, relating to commercial fishing, and making an appropriation therefor.

SENATE BILL NO. 368—An act to relating to energy resources.

SENATE BILL NO. 369—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 scanning devices.

SENATE BILL NO. 394—An act to add Section 33117.7 to the Education Code, and to amend Section 15037.1 of the Unemployment Insurance Code, relating to school-to-career opportunities.

SENATE BILL NO. 405—An act to add Section 2889.4 to the Public Utilities Code, relating to public utilities.

SENATE BILL NO. 432—An act relating to air pollution, and making an appropriation therefor.

SENATE BILL NO. 445—An act to add Sections 12803 and 12804 to the Food and Agricultural Code, relating to agriculture.

SENATE BILL NO. 469—An act to amend Section 790 of the Penal Code, relating to murder.

SENATE BILL NO. 483—An act to add Chapter 1.5 (commencing with Section 1950) to Division 2.5 of the Welfare and Institutions Code, relating to juvenile justice.

SENATE BILL NO. 499—An act to add Chapter 10 (commencing with Section 66406) to Division 1 of Title 7 of the Government Code, to add Sections 21083.10, 30012.5, and 30412.1 to the Public Resources Code, and to add Chapter 5.4 (commencing with Section 13367) to Division 7 of, the Water Code, relating to water.

SENATE BILL NO. 500—An act to amend Sections 12020 and 12029 of the Penal Code, relating to firearms.

SENATE BILL NO. 521—An act to add Sections 39667.5 and 116366 to the Health and Safety Code, and to add Section 13285 to the Water Code, relating to gasoline, making an appropriation therefor and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 535—An act to add Section 11362.59 to the Health and Safety Code, relating to marijuana, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 560—An act to add Part 14.5 (commencing with Section 33001) to Division 2 of the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor, to take effect immediately, tax levy.

SENATE BILL NO. 570—An act to amend Sections 4453, 4659, and 4703.5 of the Labor Code, relating to workers' compensation.

SENATE BILL NO. 586—An act to add Chapter 4 (commencing with Section 4098) to Part 1 of Division 4 of the Welfare and Institutions Code, relating to mental health.

SENATE BILL NO. 593—An act to amend Sections 1357, 1357.03, 1357.06, 1357.16, 1357.50, and 1357.51 of, to add Section 1357.52 to, and to add Article 10.5 (commencing with Section 1399.801) to Chapter 2.2 of Division 2 of, the Health and Safety Code, and to amend Sections 742.40, 10198.6, 10198.7, 10700, 10705, 10706, 10708, 10718.55, and 10841 of, to add Sections 10198.9 and 10844 to, and to add Chapter 9.5 (commencing with Section 10900) to Part 2 of Division 2 of, the Insurance Code, relating to health care coverage.

SENATE BILL NO. 615—An act to add Section 22824 to, and to add Chapter 10.2 (commencing with Section 3511) to Division 4 of Title 1 of, the Government Code, relating to state employees.

SENATE BILL NO. 648—An act to add Sections 10354.1, 10354.2, 10354.3, and 10354.4 to the Public Contract Code, relating to personal services contracts.

SENATE BILL NO. 655—An act to add Chapter 6 (commencing with Section 11010) to Part 1 of Division 3 of the Unemployment Insurance Code, relating to employment, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 673—An act to add Section 13396.9 to the Water Code, relating to water, and making an appropriation therefor.

SENATE BILL NO. 699—An act to add and repeal Article 4 (commencing with Section 7360) to Chapter 2 of Part 2 of Division 6 of the Fish and Game Code, relating to fish, and making an appropriation therefor.

SENATE BILL NO. 721—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.

SENATE BILL NO. 776—An act to add Section 14661 to the Government Code, relating to state property.

SENATE BILL NO. 826—An act to amend Sections 1601, 1616.5, and 1742 of, and to add Section 160.5 to, the Business and Professions Code, and to amend Section 830.3 of the Penal Code, relating to dentistry.

SENATE BILL NO. 857—An act to amend Section 7057 of, and to add Section 7019.1 to, the Business and Professions Code, relating to contractors.

SENATE BILL NO. 933—An act relating to human services.

SENATE BILL NO. 938—An act to add Article 4.5 (commencing with Section 52560) to Chapter 10 of Part 28 of the Education Code, relating to postsecondary education.

SENATE BILL NO. 939—An act to add Section 289.5 to the Penal Code, relating to sex offenders.

SENATE BILL NO. 941—An act to add Article 2.5. (commencing with Section 1231) to Chapter 2 of Division 10 of the Evidence Code, relating to evidence.

SENATE BILL NO. 978—An act to add Chapter 6.6 (commencing with Section 52070) to Part 28 of the Education Code, relating to schools.

SENATE BILL NO. 1006—An act to add and repeal Sections 10915, 10916, 10917, and 10918 of the Fish and Game Code, relating to marine refuges, and making an appropriation therefor.

SENATE BILL NO. 1023—An act to amend Section 21580 of the Government Code, relating to public employees.

SENATE BILL NO. 1036—An act to amend Section 14154.15 of, and to add Section 14005.30 to, the Welfare and Institutions Code, relating to human services.

SENATE BILL NO. 1048—An act to amend Section 31006 of, and to add Chapter 4.5 (commencing with Section 31160) to Division 21, of the Public Resources Code, relating to coastal resources.

SENATE BILL NO. 1051—An act to amend Section 42249 of, and to add Section 42249.8 to, the Education Code, relating to education.

SENATE BILL NO. 1064—An act to amend Sections 2551.3, 49553, and 49559 of, to amend and renumber Section 8901 of, to add Article 7.1 (commencing with Section 54740) to Chapter 9 of Part 29 of, to repeal Sections 8900 and 8902 of, to repeal Article 17 (commencing with Section 8390) of Chapter 2 of, to repeal the heading of Chapter 6 (commencing with Section 8900) of, and to repeal Chapter 6.5 (commencing with Section 8910) of, Part 6 of, the Education Code, relating to education.

SENATE BILL NO. 1110—An act to amend Section 51201.5 of, and to add Sections 51554 and 51555 to, the Education Code, relating to education.

SENATE BILL NO. 1123—An act to add Sections 7721 and 8390 to the Fish and Game Code, relating to fishing.

SENATE BILL NO. 1140—An act to amend Section 14007.5 of the Welfare and Institutions Code, relating to human services.

SENATE BILL NO. 1163—An act to add Section 42247.5 to the Education Code, relating to school desegregation.

SENATE BILL NO. 1185—An act relating to human services.

SENATE BILL NO. 1189—An act to amend Section 51012.4 of, and to add Section 51017.5 to, the Government Code, to amend Section 25298.5 of, to add Section 100886 to, and to add Article 7.5 (commencing with Section 116610) to Chapter 4 of Part 12 of Division 104 of, the Health and Safety Code, and to add Section 25367 to the Public Resources Code, relating to drinking water, and making an appropriation therefor.

SENATE BILL NO. 1194—An act to amend Section 14087.325 of, and to add Section 14087.326 to, the Welfare and Institutions Code, relating to public social services.

SENATE BILL NO. 1202—An act relating to the preservation of historic sites.

SENATE BILL NO. 1217—An act to amend Sections 11735, 11736, and 11751.8 of the Insurance Code, relating to workers' compensation.

SENATE BILL NO. 1226—An act relating to human services.

SENATE BILL NO. 1238—An act to amend Section 368 of the Penal Code, relating to crime.

SENATE BILL NO. 1240—An act to add Section 51256 to, and to add and repeal Section 51257 of, the Government Code, relating to the Williamson Act.

SENATE BILL NO. 1251—An act to amend Sections 12965, 12970, and 12989.2 of the Government Code, relating to fair employment and housing.

SENATE BILL NO. 1270—An act to add Section 8169.5 to the Government Code, relating to state property.

SENATE BILL NO. 1306—An act to repeal, add, and repeal Chapter 6 (commencing with Section 39900) of Part 2 of Division 26 of the Health and Safety Code, relating to air pollution.

SENATE BILL NO. 1339—An act to amend Section 12020 of the Penal Code, relating to firearms.

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 23—Relative to minority enrollment in medical schools.

INTRODUCTION OF GUESTS

Assembly Member Figueroa, of the 20th Assembly District, introduced students from Mission Valley Elementary School.

Assembly Member Cardoza, of the 26th Assembly District, introduced his wife Kathie McLoughlin and their daughter, Brittany Cardoza.

ADJOURNMENT

At 10:25 p.m., pursuant to the motion by Assembly Member Washington the Assembly adjourned until 9:30 a.m., Thursday, June 5, 1997 out of respect to the memory of Billy Thomas Bostock, on motion of Assembly Member Thomson; out of respect to the memory of Father Henry M. Marusa, on motion of Assembly Member Campbell; and out of respect to the memory of Quimby Ghilotti, on motion of Assembly Member Brown.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 4, 1997

The following measures were amended in the Assembly on this day:

AB	RN
10	9715471
83	
125	9715537
149	9715242
242	9715404
271	9715365
409	9715568
456	9714695
531	9715440
592	9715490
633	9715531
705	9715392
761	9715409
776	9714683
786	9715390
793	9715240
920	9715315
963	9715337
1019	9715402
1078	9715438
1124	9715347
1190	9715522
1194	9715500
1197	9715385
1291	9715481
1332	9715248
1337	9715492
1391	9715447
1429	9714682
1463	9715497
1464	9715474
1538	9715487

SB	RN
66	9715151
79	9715101
243	9713980
250	9712712

Daily Total: 36
Cumulative Total: 2154

Amendments were considered by the Assembly, but not adopted, to the following measures:

AB	
175	(Oller amendments—Set 1, laid upon the table)
	(Oller amendments—Set 2, laid upon the table)
498	(Frusetta amendments, RN 9715445, laid upon the table)
633	(Frusetta amendments, RN 9715383, laid upon the table)
741	(Runner amendments—Set 2, laid upon the table)
862	(Frusetta amendments, RN 9715443, laid upon the table)
1162	(Baldwin amendments, RN 9715387, laid upon the table)

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 5, 1997

EIGHTY-FOURTH SESSION DAY

ONE HUNDRED EIGHTY-SIXTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 5, 1997

The Assembly met at 9:30 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Villaraigosa 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 9:37 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—80:

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Assembly Member Bill Leonard, of the 63rd Assembly District:

17th Century Nun's Prayer

LORD, Thou knowest better than I know myself that I am growing older and will someday be old. Keep me from the fatal habit of thinking I must say something on every subject and on every occasion. Release me from craving to straighten out everybody's affairs.

Make me thoughtful but not moody; helpful but not bossy. With my vast store of wisdom, it seems a pity not to use it at all, but Thou knowest, Lord, that I want a few friends at the end.

Keep my mind free from the recital of endless details; give me wings to get to the point. Seal my lips on my aches and pains. They are increasing, and love of rehearsing them is becoming sweeter as the years go by. I dare not ask for grace enough to enjoy the tales of other's pains, but help me to endure them with patience.

I dare not ask for improved memory, but for a growing humility and a lessening cocksureness when my memory seems to clash with the memories of others. Teach me the glorious lesson that occasionally I may be mistaken.

Keep me reasonably sweet; I do not want to be a Saint—some of them are hard to live with—but a sour old person is one of the crowning works of the devil. Give me the ability to see good things in unexpected plans, and talents in unexpected people. And, give me, O Lord, the grace to tell them so.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Bustamante then led the Assembly in the pledge of allegiance to the Flag.

READING OF THE JOURNAL DISPENSED WITH

By unanimous consent, reading of the Journal of the previous legislative day was dispensed with.

COMMUNICATIONS

Conference Committee

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 5, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Mike Honda to the Conference Committee on Assembly Bills 1006, 1400 and 1501 to replace Assemblymember Carole Migden for Thursday, June 5, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 5, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Tom Torlakson to the Conference Committee on Assembly Bills 1006, 1400 and 1501 to replace Assemblymember Antonio Villaraigosa for Thursday, June 5, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 5, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am removing Assemblymember Antonio Villaraigosa from the Assembly Insurance Committee at his request.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

The following communication explanation of vote was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Assembly Bill No. 15

June 3, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
Room 3196
State Capitol
Sacramento, California

Dear Mr. Wilson: On June 3, 1997, I was away from my Assembly desk for a few minutes. In my absence, Assembly Bill 15 was voted upon but I was unable to vote "No" because vote changes and add ons were withheld by a Member.

I would have voted no because both employers and employees from my district contacted my office about retaining flexibility in the workplace. I am requesting this letter be put in the Assembly Daily Journal for the record.

Thank you for your attention to this request.

Sincerely,

LYNNE C. LEACH, Assembly Member
Fifteenth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 5, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 83
Assembly Bill No. 125
Assembly Bill No. 271
Assembly Bill No. 409
Assembly Bill No. 456
Assembly Bill No. 592
Assembly Bill No. 705
Assembly Bill No. 776
Assembly Bill No. 1078
Assembly Bill No. 1124
Assembly Bill No. 1190
Assembly Bill No. 1194
Assembly Bill No. 1197
Assembly Bill No. 1291
Assembly Bill No. 1463
Assembly Bill No. 1464

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, June 5, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 149
Assembly Bill No. 242
Assembly Bill No. 531
Assembly Bill No. 761
Assembly Bill No. 786
Assembly Bill No. 793
Assembly Bill No. 920
Assembly Bill No. 963
Assembly Bill No. 1019
Assembly Bill No. 1332
Assembly Bill No. 1337
Assembly Bill No. 1391
Assembly Bill No. 1429
Assembly Bill No. 1538

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

AUTHOR'S AMENDMENTS

Committee on Appropriations

June 5, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 18

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 18—An act to amend Section 1523 of the Code of Civil Procedure, and to amend Section 12936 of the Insurance Code, relating to insurance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Appropriations

June 5, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 677

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 677—An act to add Section 9016 to the Elections Code, relating to initiative measures, 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

June 5, 1997

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61 (a) (5) and (a) (7), as it relates to the following bill be granted:

Assembly Bill No. 1457

DON PERATA, Chairman

June 5, 1997

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61 (a) (7), as it relates to the following bill be granted:

Assembly Bill No. 1609

DON PERATA, Chairman

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Bill No.	*Committee*
1613	Trans.
1615	L. Gov.

Assembly Concurrent Resolution No.	*Committee*
59	Rls.
60	Rls.

Senate Bill No.	*Committee*
95	G.O. and Jud.
219	H. & C.D.
319	Ins.
365	E.S. & T.M.
391	Health
431	L. Gov.
547	Pub. S.
556	Health
561	E.,R. & C.A.
568	Jud.
581	Nat. Res.
589	Jud.
594	Rev. & Tax.
612	Trans.
618	Jud.
627	E.,R. & C.A.
631	Pub. S.
654	L. & E.
659	E.S. & T.M.
668	Pub. S.
687	Health and Ins.
688	Pub. S.
691	L. Gov.
693	L. Gov.
695	Ins. and Pub. S.
696	Jud.

712 ----------L. Gov.
792 ----------Jud.
1082 ----------W.,P. & W.

Senate Concurrent Resolution No. — *Committee*
39 ----------Rls.

Senate Joint Resolution No. — *Committee*
5 ----------Rls.

CONGRATULATIONS EXTENDED

Assembly Member Thompson announced the birth of Adrianna Richelle Pierson born to Dave and Janese Pierson, on June 4, 1997, and was joined by the Members of the Assembly in extending congratulations.

REQUEST FOR PHOTOGRAPHER

Assembly Member Oller was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

ADJOURN IN MEMORY

Assembly Member Oller was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Tanya Danielle Anderson, of Sonora.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1532, on request of Assembly Member Shelley.

ADJOURN IN MEMORY

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 Lillian Palermo, of Hollister.

Assembly Member Cardoza was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Brittany Morgan Clarot, of Merced.

Assembly Member Shelley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Phyllis Herron, of San Francisco.

Assembly Member Honda was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Harry Nishiura, of San Jose.

Assembly Member Aguiar was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jimmy Dean Battles, of Chino Hills. Survived by wife, Ellen; two daughters, Jennifer and Kymberly; son, James; and two grandsons.

ADJOURN IN HONOR

Assembly Member Richter was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the 50th wedding anniversary of Dick and Eleanor Crandall, of Chico.

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. 149, 531, 920, 963, 1332, 242, 761, 786, 1019, 793, 1391, 1538, 1337, and **1429,** ordered to third reading.

DEBATE LIMITED

Speaker pro Tempore Kuehl announced that leadership had agreed that debate on the numerous motions to withdraw bills from committee would be limited to two minutes for the maker of the motion, and that the Chair of the appropriate committee would be given an opportunity to respond.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTION TO WITHDRAW ASSEMBLY BILL NO. 512 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Morrissey moved that Assembly Bill No. 512 be withdrawn from the Committee on Appropriations.

Assembly Member Battin seconded the motion.

Additional Time for Debate Granted

Unanimous consent was granted that Assembly Member Migden be granted 30 seconds additional time for debate.

The question being on the Morrissey motion to withdraw Assembly Bill No. 512 from the Committee on Appropriations.

Motion lost by the following vote:

AYES—36

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Firestone	Margett	Pringle
Baldwin	Frusetta	McClintock	Runner
Battin	Goldsmith	Miller	Scott
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	House	Olberg	Thompson
Bowler	Kaloogian	Oller	Woods

NOES—34

Alquist	Havice	Migden	Torlakson
Aroner	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Brown	Keeley	Ortiz	Washington
Cardenas	Knox	Papan	Wildman
Davis	Kuehl	Perata	Wright
Escutia	Machado	Shelley	Mr. Speaker
Figueroa	Martinez	Strom-Martin	
Gallegos	Mazzoni	Thomson	

COMMUNICATIONS

The following explanation of vote was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Assembly Bill No. 512

June 5, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: During floor session earlier today, while I was in the process of changing my vote on the Motion to Withdraw AB 512 (Morrissey) Item Number 15, I inadvertently did not announce my vote due to confusion during floor session. Therefore, I was unable to correct my vote on this matter.

It was not my intention to vote "no".

Sincerely,

SALLY M. HAVICE, Assembly Member
Fifty-sixth District

MOTION TO WITHDRAW ASSEMBLY BILL NO. 1461 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Olberg moved that Assembly Bill No. 1461 be withdrawn from the Committee on Appropriations.

Assembly Member Battin seconded the motion.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Olberg moved a call of the Assembly.

Motion carried. Time, 10 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MOTION TO WITHDRAW ASSEMBLY BILL NO. 104 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Leonard moved that Assembly Bill No. 104 be withdrawn from the Committee on Appropriations.

Assembly Member Ackerman seconded the motion.

Point of Order

Assembly Member Villaraigosa arose to the following point of order:

That Assembly Member Leonard confine debate to the merits of the motion to withdraw Assembly Bill No. 104 from committee.

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore instructed Assembly Member Leonard to limit debate to the merits of the motion to withdraw Assembly Bill No. 104 from the Committee on Appropriations.

The question being on the Leonard motion to withdraw Assembly Bill No. 104 from the Committee on Appropriations.

Motion lost by the following vote:

AYES—35

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Firestone	Margett	Pringle
Baldwin	Frusetta	McClintock	Runner
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	

NOES—30

Alquist	Hertzberg	Murray	Torlakson
Aroner	Honda	Ortiz	Villaraigosa
Bowen	Keeley	Papan	Vincent
Cardenas	Knox	Perata	Wildman
Ducheny	Kuehl	Shelley	Wright
Escutia	Lempert	Strom-Martin	Mr. Speaker
Figueroa	Machado	Sweeney	
Gallegos	Migden	Thomson	

MOTION TO WITHDRAW ASSEMBLY BILL NO. 454 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Morrissey moved that Assembly Bill No. 454 be withdrawn from the Committee on Appropriations.

Assembly Member Pringle seconded the motion.

Motion lost by the following vote:

AYES—37

Ackerman	Brewer	Leach	Prenter
Aguiar	Campbell	Leonard	Pringle
Alby	Cunneen	Margett	Richter
Ashburn	Firestone	McClintock	Runner
Baldwin	Frusetta	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Olberg	Woods
Bordonaro	House	Oller	
Bowen	Kaloogian	Pacheco	
Bowler	Kuykendall	Poochigian	

NOES—29

Alquist	Hertzberg	Ortiz	Villaraigosa
Aroner	Honda	Papan	Washington
Baca	Knox	Perata	Wildman
Cardenas	Kuehl	Scott	Wright
Ducheny	Machado	Shelley	Mr. Speaker
Escutia	Mazzoni	Strom-Martin	
Figueroa	Migden	Thomson	
Gallegos	Murray	Torlakson	

MOTION TO WITHDRAW ASSEMBLY BILL NO. 357 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Kuykendall moved that Assembly Bill No. 357 be withdrawn from the Committee on Appropriations.

Assembly Member Ackerman seconded the motion.

Motion lost by the following vote:

AYES—36

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Firestone	Margett	Pringle
Baldwin	Frusetta	McClintock	Richter
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	House	Olberg	Thompson
Bowler	Kaloogian	Oller	Woods

NOES—26

Alquist	Figueroa	Mazzoni	Torlakson
Aroner	Gallegos	Migden	Villaraigosa
Bowen	Hertzberg	Ortiz	Washington
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Ducheny	Machado	Strom-Martin	
Escutia	Martinez	Thomson	

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 the Kuykendall motion to withdraw Assembly Bill No. 357 from committee.

MOTION TO WITHDRAW ASSEMBLY BILL NO. 164 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Goldsmith moved that Assembly Bill No. 164 be withdrawn from the Committee on Appropriations.

Assembly Member Ackerman seconded the motion.

Motion lost by the following vote:

AYES—34

Ackerman	Brewer	Leach	Prenter
Aguiar	Campbell	Leonard	Pringle
Alby	Cunneen	Margett	Richter
Ashburn	Firestone	McClintock	Runner
Baldwin	Frusetta	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Olberg	Woods
Bordonaro	House	Pacheco	
Bowler	Kuykendall	Poochigian	

NOES—29

Alquist	Hertzberg	Murray	Torlakson
Aroner	Honda	Ortiz	Villaraigosa
Bowen	Keeley	Papan	Washington
Cardenas	Knox	Perata	Wright
Ducheny	Kuehl	Scott	Mr. Speaker
Escutia	Martinez	Shelley	
Figueroa	Mazzoni	Sweeney	
Gallegos	Migden	Thomson	

MOTION TO WITHDRAW ASSEMBLY BILL NO. 429 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Goldsmith moved that Assembly Bill No. 429 be withdrawn from the Committee on Appropriations.

Assembly Member Ackerman seconded the motion.

Motion lost by the following vote:

AYES—36

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Firestone	Margett	Pringle
Baldwin	Frusetta	McClintock	Richter
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	House	Olberg	Thompson
Bowler	Kaloogian	Oller	Woods

NOES—27

Alquist	Hertzberg	Murray	Torlakson
Aroner	Keeley	Ortiz	Villaraigosa
Bowen	Knox	Papan	Vincent
Ducheny	Kuehl	Perata	Washington
Escutia	Martinez	Shelley	Wright
Figueroa	Mazzoni	Strom-Martin	Mr. Speaker
Gallegos	Migden	Thomson	

MOTION TO WITHDRAW ASSEMBLY BILL NO. 230 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Runner moved that Assembly Bill No. 230 be withdrawn from the Committee on Appropriations.

Assembly Member Ackerman seconded the motion.

Motion lost by the following vote:

AYES—36

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Firestone	Margett	Pringle
Baldwin	Frusetta	McClintock	Richter
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	House	Olberg	Thompson
Bowler	Kaloogian	Oller	Woods

NOES—27

Aroner	Hertzberg	Ortiz	Torlakson
Bowen	Keeley	Papan	Villaraigosa
Caldera	Knox	Perata	Vincent
Ducheny	Kuehl	Scott	Washington
Escutia	Martinez	Shelley	Wright
Figueroa	Migden	Sweeney	Mr. Speaker
Gallegos	Napolitano	Thomson	

MOTION TO WITHDRAW ASSEMBLY BILL NO. 914 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Runner moved that Assembly Bill No. 914 be withdrawn from the Committee on Appropriations.

Assembly Member Ackerman seconded the motion.

Point of Order

Assembly Member Villaraigosa arose to the following point of order:

That Assembly Member Runner limit debate to the merits of the motion to withdraw Assembly Bill No. 914 from the Committee on Appropriations.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

The question being on the Runner motion to withdraw Assembly Bill No. 914 from the Committee on Appropriations.

Motion lost by the following vote:

AYES—35

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Pringle
Ashburn	Firestone	Margett	Richter
Baldwin	Frusetta	McClintock	Runner
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	

NOES—28

Aroner	Gallegos	Napolitano	Thomson
Baca	Hertzberg	Ortiz	Torlakson
Bowen	Keeley	Papan	Villaraigosa
Caldera	Knox	Perata	Vincent
Ducheny	Kuehl	Scott	Washington
Figueroa	Martinez	Shelley	Wright
Floyd	Migden	Strom-Martin	Mr. Speaker

MOTION TO WITHDRAW ASSEMBLY BILL NO. 166 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Battin moved that Assembly Bill No. 166 be withdrawn from the Committee on Appropriations.

Assembly Member Ackerman seconded the motion.

Motion lost by the following vote:

AYES—34

Ackerman	Campbell	Leach	Prenter
Aguiar	Cunneen	Leonard	Pringle
Ashburn	Firestone	Margett	Richter
Baldwin	Frusetta	McClintock	Runner
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	House	Oller	Woods
Bowler	Kaloogian	Pacheco	
Brewer	Kuykendall	Poochigian	

NOES—33

Alquist	Gallegos	Napolitano	Torlakson
Aroner	Hertzberg	Ortiz	Villaraigosa
Baca	Honda	Papan	Vincent
Bowen	Keeley	Perata	Washington
Caldera	Knox	Scott	Wright
Ducheny	Kuehl	Shelley	Mr. Speaker
Escutia	Martinez	Strom-Martin	
Figueroa	Migden	Sweeney	
Floyd	Murray	Thomson	

MOTION TO WITHDRAW ASSEMBLY BILL NO. 372 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Battin moved that Assembly Bill No. 372 be withdrawn from the Committee on Appropriations.

Assembly Member Ackerman seconded the motion.

Motion lost by the following vote:

AYES—36

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Firestone	Margett	Pringle
Baldwin	Frusetta	McClintock	Richter
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	House	Olberg	Thompson
Bowler	Kaloogian	Oller	Woods

NOES—31

Alquist	Floyd	Murray	Sweeney
Aroner	Gallegos	Napolitano	Thomson
Bowen	Hertzberg	Ortiz	Torlakson
Caldera	Honda	Papan	Villaraigosa
Cardenas	Keeley	Perata	Vincent
Ducheny	Knox	Scott	Wright
Escutia	Kuehl	Shelley	Mr. Speaker
Figueroa	Martinez	Strom-Martin	

MOTION TO WITHDRAW ASSEMBLY BILL NO. 642 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Baldwin moved that Assembly Bill No. 642 be withdrawn from the Committee on Appropriations.

Assembly Member Ackerman seconded the motion.

Point of Order

Assembly Member Villaraigosa arose to the following point of order:

That Assembly Member Baldwin limit debate to the merits of the motion to withdraw Assembly Bill No. 642 from the Committee on Appropriations.

The question being on the Baldwin motion to withdraw Assembly Bill No. 642 from the Committee on Appropriations.

Motion lost by the following vote:

AYES—36

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Firestone	Margett	Pringle
Baldwin	Frusetta	McClintock	Richter
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	House	Olberg	Thompson
Bowler	Kaloogian	Oller	Woods

NOES—27

Alquist	Gallegos	Murray	Strom-Martin
Aroner	Hertzberg	Napolitano	Thomson
Baca	Honda	Ortiz	Torlakson
Bowen	Keeley	Papan	Villaraigosa
Ducheny	Knox	Perata	Wright
Escutia	Kuehl	Scott	Mr. Speaker
Figueroa	Martinez	Shelley	

MOTION TO WITHDRAW ASSEMBLY BILL NO. 484 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Baldwin moved that Assembly Bill No. 484 be withdrawn from the Committee on Appropriations.

Assembly Member Ackerman seconded the motion.

Motion lost by the following vote:

AYES—36

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Firestone	Margett	Pringle
Baldwin	Frusetta	McClintock	Richter
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	House	Olberg	Thompson
Bowler	Kaloogian	Oller	Woods

NOES—31

Alquist	Gallegos	Migden	Sweeney
Aroner	Hertzberg	Murray	Thomson
Baca	Honda	Napolitano	Torlakson
Bowen	Keeley	Ortiz	Villaraigosa
Cardenas	Knox	Papan	Vincent
Ducheny	Kuehl	Perata	Wright
Escutia	Lempert	Shelley	Mr. Speaker
Figueroa	Martinez	Strom-Martin	

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 the Baldwin motion to withdraw Assembly Bill No. 484 from committee.

MOTION TO WITHDRAW ASSEMBLY BILL NO. 383 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Ackerman moved that Assembly Bill No. 383 be withdrawn from the Committee on Appropriations.

Assembly Member Thompson seconded the motion.

Motion lost by the following vote:

AYES—36

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Firestone	Margett	Pringle
Baldwin	Frusetta	McClintock	Richter
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	House	Olberg	Thompson
Bowler	Kaloogian	Oller	Woods

NOES—33

Alquist	Floyd	Murray	Thomson
Aroner	Gallegos	Napolitano	Torlakson
Baca	Hertzberg	Ortiz	Villaraigosa
Bowen	Honda	Papan	Vincent
Caldera	Keeley	Perata	Wright
Cardenas	Knox	Scott	Mr. Speaker
Ducheny	Kuehl	Shelley	
Escutia	Martinez	Strom-Martin	
Figueroa	Migden	Sweeney	

MOTION TO WITHDRAW ASSEMBLY BILL NO. 1031 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Frusetta moved that Assembly Bill No. 1031 be withdrawn from the Committee on Appropriations.

Assembly Member Ackerman seconded the motion.

Motion lost by the following vote:

AYES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

NOES—25

Alquist	Gallegos	Migden	Torlakson
Baca	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Ortiz	Wright
Cardenas	Keeley	Papan	Mr. Speaker
Ducheny	Knox	Perata	
Escutia	Kuehl	Shelley	
Figueroa	Martinez	Thomson	

MOTION TO WITHDRAW ASSEMBLY BILL NO. 336 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Miller moved that Assembly Bill No. 336 be withdrawn from the Committee on Appropriations.

Assembly Member Ackerman seconded the motion.

Point of Order

Assembly Member Bowen arose to the following point of order:

That Assembly Member Miller limit debate to the merits of the motion to withdraw Assembly Bill No. 336 from the Committee on Appropriations.

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore instructed Assembly Member Miller to limit debate to the merits of the motion to withdraw Assembly Bill No. 336 from committee.

Point of Order

Assembly Member Villaraigosa arose to the following point of order:

That Assembly Member Miller limit debate to the merits of the motion to withdraw Assembly Bill No. 336 from the Committee on Appropriations.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

The question being on the Miller motion to withdraw Assembly Bill No. 336 from the Committee on Appropriations.
Motion lost by the following vote:

AYES—38

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Sweeney
Battin	Granlund	Morrow	Takasugi
Baugh	House	Olberg	Thompson
Bordonaro	Kaloogian	Oller	Woods
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

NOES—28

Alquist	Gallegos	Mazzoni	Torlakson
Aroner	Hertzberg	Migden	Villaraigosa
Baca	Honda	Murray	Vincent
Bowen	Keeley	Ortiz	Washington
Ducheny	Knox	Perata	Wildman
Escutia	Kuehl	Shelley	Wright
Figueroa	Martinez	Strom-Martin	Mr. Speaker

MOTION TO WITHDRAW ASSEMBLY BILL NO. 147 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Prenter moved that Assembly Bill No. 147 be withdrawn from the Committee on Appropriations.

Assembly Member Pringle seconded the motion.

Motion lost by the following vote:

AYES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

NOES—31

Baca	Floyd	Mazzoni	Sweeney
Bowen	Gallegos	Migden	Torlakson
Brown	Hertzberg	Murray	Villaraigosa
Caldera	Honda	Ortiz	Vincent
Cardenas	Keeley	Perata	Washington
Ducheny	Knox	Scott	Wright
Escutia	Kuehl	Shelley	Mr. Speaker
Figueroa	Martinez	Strom-Martin	

MOTION TO WITHDRAW ASSEMBLY BILL NO. 1108 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Leonard moved that Assembly Bill No. 1108 be withdrawn from the Committee on Appropriations.

Assembly Member Ackerman seconded the motion.

Point of Order

Assembly Member Villaraigosa arose to the following point of order:

That Assembly Member Leonard limit debate to the merits of the motion to withdraw Assembly Bill No. 1108 from the Committee on Appropriations.

The question being on the Leonard motion to withdraw Assembly Bill No. 1108 from the Committee on Appropriations.

Motion lost by the following vote:

AYES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

NOES—24

Alquist	Gallegos	Martinez	Shelley
Bowen	Hertzberg	Mazzoni	Torlakson
Cardenas	Honda	Migden	Villaraigosa
Ducheny	Keeley	Murray	Washington
Escutia	Knox	Ortiz	Wright
Figueroa	Kuehl	Perata	Mr. Speaker

MOTION TO WITHDRAW ASSEMBLY BILL NO. 203 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Takasugi moved that Assembly Bill No. 203 be withdrawn from the Committee on Appropriations.

Assembly Member Ackerman seconded the motion.

Motion lost by the following vote:

AYES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

NOES—30

Aroner	Gallegos	Migden	Torlakson
Baca	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wildman
Ducheny	Knox	Perata	Wright
Escutia	Kuehl	Scott	Mr. Speaker
Figueroa	Martinez	Shelley	
Floyd	Mazzoni	Thomson	

REQUEST FOR PHOTOGRAPHER

Assembly Member Wayne was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

Point of Order

Assembly Member Battin arose to the following point of order:

Unanimous consent must be granted prior to a photographer being permitted on the Floor of the Assembly.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

RECESS

By unanimous consent, at 10:41 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Wayne introduced Brady Beaubien from Coronado High School and presented a resolution congratulating him on his selection as the 1997 Scholar-Athlete of the Year for the State of California.

Assembly Member Hertzberg introduced Cathleen Sullivan from North Hollywood High School and presented a resolution congratulating her on her selection as the 1997 Scholar-Athlete of the Year for the State of California.

All Members of the Assembly joined in commending Brady Beaubien and Cathleen Sullivan on their continuing pursuit of athletic and academic excellence and extended best wishes for continued success.

REASSEMBLED

At 10:45 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, June 5, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 107

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, June 5, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 55

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, June 5, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 6
Senate Bill No. 227
Senate Bill No. 255
Senate Bill No. 281
Senate Bill No. 309
Senate Bill No. 329
Senate Bill No. 330
Senate Bill No. 345
Senate Bill No. 393
Senate Bill No. 487
Senate Bill No. 522
Senate Bill No. 533
Senate Bill No. 616
Senate Bill No. 641
Senate Bill No. 661
Senate Bill No. 702
Senate Bill No. 715
Senate Bill No. 779
Senate Bill No. 817
Senate Bill No. 818
Senate Bill No. 824
Senate Bill No. 853
Senate Bill No. 860
Senate Bill No. 862
Senate Bill No. 885
Senate Bill No. 905
Senate Bill No. 945
Senate Bill No. 954
Senate Bill No. 1026
Senate Bill No. 1035
Senate Bill No. 1059
Senate Bill No. 1060
Senate Bill No. 1184
Senate Bill No. 1190
Senate Bill No. 1254
Senate Bill No. 1258
Senate Bill No. 1281
Senate Bill No. 1313
Senate Bill No. 1325

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 5, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 10
Senate Bill No. 62
Senate Bill No. 72
Senate Bill No. 88
Senate Bill No. 90
Senate Bill No. 113
Senate Bill No. 172
Senate Bill No. 226
Senate Bill No. 266
Senate Bill No. 295
Senate Bill No. 300
Senate Bill No. 303
Senate Bill No. 348
Senate Bill No. 450
Senate Bill No. 455
Senate Bill No. 464
Senate Bill No. 468
Senate Bill No. 474
Senate Bill No. 485
Senate Bill No. 486
Senate Bill No. 492
Senate Bill No. 540
Senate Bill No. 543
Senate Bill No. 550
Senate Bill No. 614
Senate Bill No. 642
Senate Bill No. 646
Senate Bill No. 802
Senate Bill No. 820
Senate Bill No. 880
Senate Bill No. 884
Senate Bill No. 936
Senate Bill No. 965
Senate Bill No. 1027
Senate Bill No. 1034
Senate Bill No. 1066
Senate Bill No. 1081
Senate Bill No. 1090
Senate Bill No. 1095
Senate Bill No. 1099

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 5, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1106
Senate Bill No. 1125
Senate Bill No. 1130
Senate Bill No. 1173
Senate Bill No. 1195
Senate Bill No. 1330
Senate Bill No. 1338
Senate Bill No. 1352

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 6—An act to amend Sections 33050, 52182, 52183, 52184, 62000.2, and 62002.5 of, and to repeal and add Article 3 (commencing with Section 52160) of Chapter 7 of Part 28 of, the Education Code, relating to bilingual education.

SENATE BILL NO. 227—An act to amend Section 22509 of, and to add Sections 22508.5 and 70905 to, the Education Code, and to add Section 20309 to the Government Code, relating to community colleges.

SENATE BILL NO. 255—An act to amend Section 15301 of the Government Code, relating to armories.

SENATE BILL NO. 281—An act to add Sections 19531.1 and 19614.6 to the Business and Professions Code, relating to horseracing.

SENATE BILL NO. 309—An act relating to education.

SENATE BILL NO. 329—An act to amend Sections 4181, 4181.1, and 4651 of, and to add Section 4181.2 to, the Fish and Game Code, relating to game, and making an appropriation therefor.

SENATE BILL NO. 330—An act to add Chapter 11.5 (commencing with Section 1130) to Division 1 of Title 1 of the Corporations Code, and to add Article 12 (commencing with Section 1399.80) to Chapter 2.2 of Division 2 of the Health and Safety Code, relating to health care service plans.

SENATE BILL NO. 345—An act to amend Sections 33370, 33381, and 62000.14 of, to repeal Sections 33371 and 33372 of, the Education Code, relating to Indian education centers, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 393—An act to add Article 3.12 (commencing with Section 1357.22) to Chapter 2.2 of Division 2 of the Health and Safety Code, and to add Chapter 8.5 (commencing with Section 10775) to Part 2 of Division 2 of the Insurance Code, relating to health care coverage.

SENATE BILL NO. 487—An act to amend Sections 50880, 50881, 50881.5, 50882, 50887, 50888.3, 50888.5, 50888.7, 50889.5, 50890, 50893.5, 50893.7, and 50895 of, and to repeal Section 50884 of, the Health and Safety Code, relating to housing.

SENATE BILL NO. 522—An act to add Section 124305 to the Health and Safety Code, relating to pregnancy.

SENATE BILL NO. 533—An act to amend Section 4799.13 of, and to add Article 5 (commencing with Section 4665) to Chapter 9 of Part 2 of Division 4 of, the Public Resources Code, relating to forest resources.

SENATE BILL NO. 616—An act relating to human services.

SENATE BILL NO. 641—An act to amend Section 1270.1 of the Penal Code, relating to bail.

SENATE BILL NO. 661—An act to add Section 13307.1 to the Water Code, relating to water.

SENATE BILL NO. 702—An act to repeal and add Article 4 (commencing with Section 15379.15) of Chapter 3.5 of Part 6.7 of Division 3 of Title 2 of the Government Code, relating to economic development.

SENATE BILL NO. 715—An act to amend Sections 21080.5, 21083, and 21159.9 of, and to add Section 21081.8 to, the Public Resources Code, relating to environmental quality.

SENATE BILL NO. 779—An act to amend Section 1218.5 of the Code of Civil Procedure, and to add Part 2.5 (commencing with Section 3300) to Division 8 of the Family Code, relating to family law.

SENATE BILL NO. 817—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, and to amend Sections 361.2, 777, and 11402.5 of, and to add Sections 725.6, 11402.7, and 11462.06 to, the Welfare and Institutions Code, relating to juveniles, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 818—An act to amend Sections 2933 and 3057 of, and to add Chapter 4.9 (commencing with Section 1175) to Title 7 of Part 2 of, the Penal Code, relating to prisons.

SENATE BILL NO. 824—An act to add and repeal Article 4 (commencing with Section 90530) of Chapter 11 of Part 55 of the Education Code, relating to teacher recruitment, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 853—An act to add and repeal Section 628.3 of, and to add and repeal Title 5.5 (commencing with Section 13760) of Part 4 of, the Penal Code, relating to firearms, and making an appropriation therefor.

SENATE BILL NO. 860—An act to amend Sections 14012 and 14154.15 of, and to add Sections 14011.1, 14011.4, 14012.5, and 14067 to, the Welfare and Institutions Code, relating to human services, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 862—An act relating to state government.

SENATE BILL NO. 885—An act to repeal and add Section 4145 of the Business and Professions Code, and to add and repeal Chapter 15 (commencing with Section 121340) of Part 4 of Division 105 of the Health and Safety Code, relating to AIDS.

SENATE BILL NO. 905—An act relating to human services.

SENATE BILL NO. 945—An act to amend Sections 1337.7, 1337.9, 1338.5, 1736.3, 1736.5, and 1736.6 of the Health and Safety Code, and to amend Sections 15671, 15673, and 15675 of the Welfare and Institutions Code, relating to health.

SENATE BILL NO. 954—An act to add Part 6.2 (commencing with Section 12693) to Division 2 of the Insurance Code, relating to health.

SENATE BILL NO. 1026—An act to amend Sections 22954, 24414, and 24415 of the Education Code, relating to retirement, and making an appropriation therefor.

SENATE BILL NO. 1035—An act relating to human services.

SENATE BILL NO. 1059—An act to add Section 1803 to the Fish and Game Code, relating to environmental quality.

SENATE BILL NO. 1060—An act to add Article 2 (commencing with Section 104170) to Chapter 2 to Part 1 of Division 103 of the Health and Safety Code, relating to prostate cancer, and making an appropriation therefor.

SENATE BILL NO. 1184—An act to amend Sections 63000, 63010, 63021, 63025.1, 63026, 63055, and 63071 of, to amend and renumber Sections 63042 and 63048 of, to amend and renumber the headings of Article 4 (commencing with Section 63042) and Article 6 (commencing with Section 63048) of Chapter 2 of Division 1 of Title 6.7 of, to add Sections 63027, 63028, 63037, 63084, 63085, 63086, and 63087 to, to repeal Section 63001 of, to repeal Article 3 (commencing with Section 63040) of Chapter 2 of Division 1 of Title 6.7 of, to repeal the heading of Article 1 (commencing with Section 63050) of Chapter 3 of Division 1 of Title 6.7 of, to repeal Part 10.2 (commencing with Section 15710) of Division 3 of Title 2 of, and to repeal and add Article 5 (commencing with Section 63043) of Chapter 2 of Division 1 of Title 6.7 of, the Government Code, relating to state infrastructure.

SENATE BILL NO. 1190—An act to add Division 35 (commencing with Section 72000) to the Public Resources Code, relating to trees.

SENATE BILL NO. 1254—An act to amend Sections 290 and 11166.5 of, and to add Section 14201.4 to, the Penal Code, relating to children.

SENATE BILL NO. 1258—An act to amend Sections 35560, 35565, 35575, 36707, 35709, 35710, 35710.5, 35736, and 35753 of, and to add Sections 35710.7 and 35756.1 to, the Education Code, relating to education.

SENATE BILL NO. 1281—An act to add Article 3.12 (commencing with Section 1357.22) to Chapter 2.2 of Division 2 of the Health and Safety Code, and to add Chapter 8.5 (commencing with Section 10775) to Part 2 of Division 2 of the Insurance Code, relating to health care coverage.

SENATE BILL NO. 1313—An act to add Section 23010.5 to the Government Code, relating to agricultural housing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1325—An act to amend Section 2982 of the Civil Code, and to amend Sections 14602.6 and 22850.5 of the Vehicle Code, relating to vehicles.

SENATE BILL NO. 10—An act to amend Sections 2550, 2561, 2562, 2563, 2566, and 14054 of, to amend and repeal Section 2551 of, and to add Section 2567 to, the Education Code, relating to school finance, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 62—An act to add Section 13177 to the Water Code, relating to the California Mussel Watch Program, and making an appropriation therefor.

SENATE BILL NO. 72—An act to amend Section 30620 of the Public Resources Code, relating to coastal resources.

SENATE BILL NO. 88—An act to amend Section 8686.1 of the Government Code, relating to natural disaster assistance.

SENATE BILL NO. 90—An act relating to energy resources.

SENATE BILL NO. 113—An act to add Section 44246 to the Health and Safety Code, relating to air pollution, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 172—An act to amend Sections 513, 514, 518, 522, 523, 524, and 525 of, and to add Sections 526 and 527 to, the Harbors and Navigation Code, relating to vessels, and making an appropriation therefor.

SENATE BILL NO. 226—An act to amend Section 14523 of, and to add Section 14529.1 to, the Government Code, relating to transportation.

SENATE BILL NO. 266—An act to amend Section 10089.28 of the Insurance Code, relating to insurance.

SENATE BILL NO. 295—An act to amend Section 1903 of the Education Code, to amend Sections 17, 19.2, 2900.5, 4019, 8051, 8052, 8061, and 8080 of, to add Sections 19.3, 4000.2, and 8100 to, and to add Chapter 8.6 (commencing with Section 6140) to Title 7 of Part 3 of the Penal Code, relating to punishment, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 300—An act to repeal and add Chapter 6.1 (commencing with Section 52050) of Part 28 of the Education Code, relating to education, and making an appropriation therefor.

SENATE BILL NO. 303—An act to amend Section 41204.1 of the Education Code, and to amend Sections 97.2 and 97.3 of the Revenue and Taxation Code, relating to local government finance.

SENATE BILL NO. 348—An act to amend Section 11019.5 of the Government Code, relating to state government.

SENATE BILL NO. 450—An act to amend Section 138.6 of the Labor Code, relating to workers' compensation.

SENATE BILL NO. 455—An act to amend Sections 17020.6, 17024.5, 17041, 17052.12, 17054, 17062, 17063, 17072, 17077, 17085, 17088, 17139, 17250, 17273, 17279, 17507, 17561, 17750, 17860, 18037, 18180, 18601, 18624, 18645, 19144, 19164, 19184, 23045, 23453, 23456, 13457, 23609, 23732, 23801, 23802, 23806, 24326, 24343.3, 24349, 24355, 24355.5, 24357, 24443, 24692, 24870, 24903, 24916, and 24993 of, to amend the heading of Chapter 14.5 (commencing with Section 24870) of Part 11 of, to add Sections 17088.3, 17154, 17215, 17250.5, 17251.5, 17270.5, 17275.5, 17278.5, 17731.5, 18044, 18152, 18648.5, 19136.3, 19141.2, 19182.5, 19365, 23800.5, 23813, 24272.5, 24343.7, 24429, 24875, 24949.5, 24954, and 24956 to, to repeal Sections 17131.5, 17132, 17137, 17138.5, 17141.5, 17150, 17201.5, 17210, 17213, 17249, 17255, 17267, 17283, 17748, 18035, 18060, 18166, 18173, 24371.5, 24966.3, 24971, 24990.8, and 24990.9 of, and to repeal and add Sections 17271, 23701h, 24372.5, and 24947 of, the Revenue and Taxation Code, and to amend Sections 928.5 and 934 of the Unemployment Insurance Code, relating to taxation.

SENATE BILL NO. 464—An act to add Sections 12836 and 12837 to the Food and Agricultural Code, relating to pesticides.

SENATE BILL NO. 468—An act to add Section 1522.06 to the Health and Safety Code, relating to community care facilities.

SENATE BILL NO. 474—An act to amend Section 5307.1 of, and to add Section 5307.2 to, the Labor Code, relating to workers' compensation.

SENATE BILL NO. 485—An act to amend Sections 18400.1, 18424, and 18502 of the Health and Safety Code, relating to mobilehome parks, and making an appropriation therefor.

SENATE BILL NO. 486—An act to add Section 974.5 to the Military and Veterans Code, relating to veterans.

SENATE BILL NO. 492—An act to add Section 27 to the Business and Professions Code, and to add Section 11018.5 to the Government Code, relating to state government.

SENATE BILL NO. 540—An act relating to the San Joaquin County Office of Education, and making an appropriation therefor, to take effect immediately as an appropriation for the usual current expenses of the state.

SENATE BILL NO. 543—An act relating to water, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 550—An act to amend Sections 35735.1, 42282.1, and 48664 of, and to add and repeal Section 52124.5 of, the Education Code, relating to education.

SENATE BILL NO. 614—An act to add Section 2762.1 to the Fish and Game Code, relating to fish, and making an appropriation therefor.

SENATE BILL NO. 642—An act to amend Sections 731.6, 731.7, 731.8, and 731.9 of the Welfare and Institutions Code, relating to minors, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 646—An act relating to human services.

SENATE BILL NO. 802—An act relating to independent study.

SENATE BILL NO. 820—An act to add Article 3 (commencing with Section 79140) to Chapter 9 of Part 48 of the Education Code, relating to education.

SENATE BILL NO. 880—An act relating to local government finance, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 884—An act to amend Section 11751.8 of the Insurance Code, relating to workers' compensation, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 936—An act to amend Sections 15200.8 and 15200.91 of, and to add and repeal Section 15200.92 of, the Welfare and Institutions Code, relating to human services.

SENATE BILL NO. 965—An act to add Section 7089 to the Government Code, and to amend Sections 17053.74 and 23622.7 of, to repeal Sections 17053.73, 17053.8, 17267, 23622, and 23622.5 of, and to repeal and amend Section 17053.75 of, the Revenue and Taxation Code, relating to economic development, to take effect immediately, tax levy.

SENATE BILL NO. 1027—An act to amend Sections 23200 and 23202 of, and to add Section 22811 to, the Education Code, relating to school employees.

SENATE BILL NO. 1034—An act to amend Sections 117670, 117680, 117690, 117705, 117755, and 117760 of, to add Sections 117776, 117777, 117778, and 118005 to, and to add Chapter 9.5 (commencing with Section 118321) to Part 14 of Division 104 of, the Health and Safety Code, relating to trauma scene waste.

SENATE BILL NO. 1066—An act to amend Sections 40001, 41781.2, 41785, 41820, 41850, 42000, and 42005 of, and to add Section 42000.1 to, the Public Resources Code, relating to solid waste.

SENATE BILL NO. 1081—An act to add Chapter 3 (commencing with Section 850) to Title 3 of Part 2 of Division 2 of the Civil Code, relating to hazardous materials.

SENATE BILL NO. 1090—An act to amend Sections 25149.5 and 25173.5 of the Health and Safety Code, relating to hazardous substances.

SENATE BILL NO. 1095—An act to amend Section 42238.18 of, add Part 26.95 (commencing with Section 47750) to, the Education Code, relating to pupils, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1099—An act to add Section 14085.54 to the Welfare and Institutions Code, relating to human services.

SENATE BILL NO. 1106—An act to amend Section 30 of the Business and Professions Code, to amend Section 1666.5 of the Insurance Code, to amend Section 17052.15, 17053.45, 17053.46, 17053.49, 17062, 17220, 17276.2, 17502, 17570, 17935, 18402, 18604, 18606, 18621.5, 18633, 18633.5, 18637, 18638, 18645, 18662, 18670, 19009, 19011, 19021, 19023, 19024, 19058, 19132.5, 19141.5, 19141.6, 19147, 19164, 19192, 19254, 19263, 19280, 19282, 19301, 19340, 19392, 19411, 19542, 19563, 19701, 19705, 19706, 19719, 23037, 23038, 23040.1, 23095, 23098, 23151, 23151.1, 23151.2, 23153, 23183.1, 23183.2, 23186, 23221, 23303, 23305.2, 23332, 23332.5, 23334, 23455, 23501, 23610.5, 23612.6, 23623.5, 23625, 23645, 23646, 23649, 23731, 23802, 23809, 23811, 24346, 24356.4, 24356.8, 24357, 24358, 24359, 24402, 24407, 24408, 24409, 24411, 24416, 24416.2, 24602, 24677, 24678, 24710, 24901, 24912, 24916, 24917, 24918, 24942, 25105, 25110, 25111, 25112, and 25128 of, to amend and renumber Section 19532 of, to amend and renumber the heading of Article 6 (commencing with Section 19280) of Chapter 5 of Part 10.2 of Division 2 of, to add Sections 17936, 23114, and 24954 to, and to repeal Sections 23184, 23184.5, 23185, 23185a, 23185b, 23186.1, 23186.2, 23186.5, and 24903 of, the Revenue and Taxation Code, to amend Section 1088.5 of the Unemployment Insurance Code, and to amend Section 56 of Chapter 952 of the Statutes of 1996, relating to taxation, and making an appropriation therefor, to take effect immediately, tax levy.

SENATE BILL NO. 1125—An act to amend Sections 127750 and 128760 of, and to add Section 127767 to, the Health and Safety Code, relating to health, and making an appropriation therefor.

SENATE BILL NO. 1130—An act to add Section 14085.7 to the Welfare and Institutions Code, relating to human services.

SENATE BILL NO. 1173—An act to add Section 14669.19 to the Government Code, relating to state property.

SENATE BILL NO. 1195—An act to amend Sections 656.2 and 707 of the Welfare and Institutions Code, relating to minors.

SENATE BILL NO. 1330—An act to add Chapter 2.5 (commencing with Section 48100) to Part 7 of Division 30 of the Public Resources Code, relating to solid waste.

SENATE BILL NO. 1338—An act relating to state purchases, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1352—An act to amend Section 2602 of the Streets and Highways Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 965 FROM COMMITTEE WAIVED

Assembly Member Woods waived his notice of motion to withdraw Assembly Bill No. 965 from the Committee on Appropriations.

MOTION TO WITHDRAW ASSEMBLY BILL NO. 1370 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Prenter moved that Assembly Bill No. 1370 be withdrawn from the Committee on Public Safety.

Assembly Member Battin seconded the motion.

Motion lost by the following vote:

AYES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

NOES—29

Alquist	Floyd	Migden	Villaraigosa
Aroner	Gallegos	Murray	Washington
Baca	Honda	Ortiz	Wildman
Bowen	Keeley	Perata	Wright
Cardenas	Knox	Scott	Mr. Speaker
Ducheny	Kuehl	Shelley	
Escutia	Martinez	Strom-Martin	
Figueroa	Mazzoni	Torlakson	

MOTION TO WITHDRAW ASSEMBLY BILL NO. 1510 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Morrow moved that Assembly Bill No. 1510 be withdrawn from the Committee on Appropriations.

Assembly Member Battin seconded the motion.

Point of Order

Assembly Member Pringle arose to the following point of order:

That debate be limited pursuant to the agreement announced earlier this day.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

The question being on the Morrow motion to withdraw Assembly Bill No. 1510 from the Committee on Appropriations.

Motion lost by the following vote:

AYES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

NOES—34

Alquist	Figueroa	Migden	Sweeney
Aroner	Floyd	Murray	Torlakson
Baca	Gallegos	Napolitano	Villaraigosa
Bowen	Hertzberg	Ortiz	Vincent
Brown	Honda	Papan	Washington
Caldera	Keeley	Perata	Wright
Davis	Knox	Scott	Mr. Speaker
Ducheny	Kuehl	Shelley	
Escutia	Martinez	Strom-Martin	

MOTION TO WITHDRAW ASSEMBLY BILL NO. 1351 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Morrow moved that Assembly Bill No. 1351 be withdrawn from the Committee on Appropriations.

Assembly Member Ackerman seconded the motion.

Motion lost by the following vote:

AYES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

NOES—26

Aroner	Honda	Ortiz	Torlakson
Baca	Keeley	Papan	Villaraigosa
Bowen	Knox	Perata	Vincent
Ducheny	Kuehl	Shelley	Wright
Figueroa	Martinez	Strom-Martin	Mr. Speaker
Gallegos	Murray	Sweeney	
Hertzberg	Napolitano	Thomson	

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 37 FROM COMMITTEE WAIVED

Assembly Member Firestone waived his notice of motion to withdraw Assembly Bill No. 37 from the Committee on Higher Education.

OBJECTION TO VOTE ADDS

Assembly Member Battin withheld unanimous consent on any further requests for vote adds or vote changes on the roll call votes taken on this day on the motions to withdraw bills from committee, as they relate to Assembly Bills Nos. 512, 104, 454, 164, 429, 230, 914, 166, 372, 642, 383, 1031, 336, 147, 1108, 203, 1370, 1510, and 1351.

ASSEMBLY BILL NO. 338 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Sweeney was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 338 was refused passage; and that the bill be placed upon the inactive file.

ASSEMBLY BILL NO. 499 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Kuehl was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 499 was refused passage; and that the bill be placed upon the inactive file.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 682 (Morrow)—An act to amend Section 1371.4 of the Health and Safety Code, relating to health care service plans.

Bill read third time, and passed by the following vote:

AYES—80

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 550 (Migden)—An act to amend Section 223 of the Code of Civil Procedure, relating to jurors.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Migden moved a call of the Assembly.

Motion carried. Time, 11:21 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 23 (Perata)—An act to amend Sections 245, 12022, 12022.5, 12275.5, 12280, 12285, and 12286 of, to add Chapter 2.7 (commencing with Section 12330) to Title 2 of Part 4 of, and to repeal and add Sections 12276 and 12276.5 of, the Penal Code, relating to firearms.

Bill read third time.

Motion to Amend by Assembly Member Oller

Assembly Member Oller moved the adoption of amendments.

Amendments read.

Motion to Table Oller Amendments to Assembly Bill No. 23

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Oller to Assembly Bill No. 23 be laid upon the table.

Assembly Member Escutia seconded the motion.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Mazzoni moved a call of the Assembly.

Motion carried. Time, 11:26 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 278 (Escutia)—An act to amend Sections 39606, 39655, 39660, 39662, 40451, and 116365 of, and to add Sections 25502.5, 39606.1, 39618, 39662.5, and 41514.9 to, the Health and Safety Code, relating to environmental protection.

Bill read third time.

Motion to Amend by Assembly Members Richter and Cunneen

Assembly Member Richter moved the adoption of amendments.

Amendments read.

CAUCUS ANNOUNCEMENTS

At 11:30 a.m., by unanimous consent, the Democratic Caucus was permitted to meet in the Assembly Lounge, and the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 11:30 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 12:23 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

FURTHER CONSIDERATION OF RICHTER/CUNNEEN AMENDMENTS TO ASSEMBLY BILL NO. 278

Motion to Table Richter/Cunneen Amendments to Assembly Bill No. 278

Assembly Member Villaraigosa moved that the amendments offered by Assembly Members Richter and Cunneen to Assembly Bill No. 278 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—40

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Frusetta	Migden	Torlakson
Bowen	Gallegos	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Perata	Wayne
Davis	Knox	Scott	Wildman
Ducheny	Kuehl	Shelley	Wright
Escutia	Lempert	Strom-Martin	Mr. Speaker

NOES—36

Ackerman	Brewer	Leach	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Cunneen	Margett	Prenter
Ashburn	Firestone	McClintock	Pringle
Baldwin	Goldsmith	Miller	Richter
Battin	Granlund	Morrissey	Runner
Baugh	House	Morrow	Takasugi
Bordonaro	Kaloogian	Olberg	Thompson
Bowler	Kuykendall	Oller	Woods

Vote Changes

By unanimous consent, the following vote changes were permitted on the motion to table the amendments offered by Assembly Members Richter and Cunneen to Assembly Bill No. 278: Assembly Members Richter and Pacheco, from "Aye" to "No".

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, 12:34 p.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. 319 (Machado)—An act relating to fire protection, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Ackerman	Davis	Leonard	Runner
Aguiar	Ducheny	Machado	Scott
Alby	Figueroa	Margett	Shelley
Alquist	Firestone	Martinez	Strom-Martin
Aroner	Floyd	Mazzoni	Sweeney
Ashburn	Frusetta	Migden	Takasugi
Baca	Gallegos	Miller	Thompson
Baldwin	Goldsmith	Morrissey	Thomson
Battin	Granlund	Morrow	Torlakson
Baugh	Havice	Murray	Villaraigosa
Bordonaro	Hertzberg	Napolitano	Vincent
Bowen	Honda	Olberg	Washington
Bowler	House	Ortiz	Wayne
Brewer	Kaloogian	Pacheco	Wildman
Brown	Keeley	Papan	Woods
Caldera	Knox	Perata	Wright
Campbell	Kuehl	Poochigian	Mr. Speaker
Cardenas	Kuykendall	Prenter	
Cardoza	Leach	Pringle	
Cunneen	Lempert	Richter	

NOES—1

McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

Ackerman	Davis	Leonard	Runner
Aguiar	Ducheny	Machado	Scott
Alby	Figueroa	Margett	Shelley
Alquist	Firestone	Martinez	Strom-Martin
Aroner	Floyd	Mazzoni	Sweeney
Ashburn	Frusetta	Migden	Takasugi
Baca	Gallegos	Miller	Thompson
Baldwin	Goldsmith	Morrissey	Thomson
Battin	Granlund	Morrow	Torlakson
Baugh	Havice	Murray	Villaraigosa
Bordonaro	Hertzberg	Napolitano	Vincent
Bowen	Honda	Olberg	Washington
Bowler	House	Ortiz	Wayne
Brewer	Kaloogian	Pacheco	Wildman
Brown	Keeley	Papan	Woods
Caldera	Knox	Perata	Wright
Campbell	Kuehl	Poochigian	Mr. Speaker
Cardenas	Kuykendall	Prenter	
Cardoza	Leach	Pringle	
Cunneen	Lempert	Richter	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 532 (Knox)—An act to amend Sections 12070, 12072, 12076, 12077, and 12084 of the Penal Code, relating to firearms.

Bill read third time, and refused passage by the following vote:

AYES—30

Alquist	Honda	Napolitano	Torlakson
Aroner	Keeley	Ortiz	Villaraigosa
Bowen	Knox	Perata	Washington
Caldera	Kuehl	Scott	Wayne
Escutia	Lempert	Shelley	Wildman
Figueroa	Martinez	Strom-Martin	Mr. Speaker
Gallegos	Migden	Sweeney	
Hertzberg	Murray	Thomson	

NOES—45

Ackerman	Cardenas	Leach	Papan
Aguiar	Cardoza	Leonard	Poochigian
Alby	Cunneen	Machado	Prenter
Ashburn	Davis	Margett	Pringle
Baca	Firestone	Mazzoni	Richter
Baldwin	Frusetta	McClintock	Runner
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Woods
Bowler	House	Olberg	
Brewer	Kaloogian	Oller	
Campbell	Kuykendall	Pacheco	

(NOTE: Later this day, the action was reconsidered whereby the above bill was refused passage; and the bill was placed upon the inactive file. See page 2601.)

ASSEMBLY BILL NO. 1194 (Villaraigosa)—An act to add Sections 10063, 10063.1, 10063.2, 11324.71, 11324.72, 11328.15, and 11329.6 to the Welfare and Institutions Code, relating to human services.

Bill read third time.

Motion to Amend by Assembly Member Ashburn

Assembly Member Ashburn moved the adoption of amendments.

Amendments read.

Motion to Table Ashburn Amendments to Assembly Bill No. 1194

Assembly Member Shelley moved that the amendments offered by Assembly Member Ashburn to Assembly Bill No. 1194 be laid upon the table.

Assembly Member Sweeney seconded the motion.

Motion carried by the following vote:

AYES—41

Alquist	Figueroa	Mazzoni	Torlakson
Aroner	Floyd	Migden	Villaraigosa
Baca	Gallegos	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Brown	Hertzberg	Ortiz	Wayne
Caldera	Honda	Perata	Wildman
Cardenas	Keeley	Scott	Wright
Cardoza	Kuehl	Shelley	Mr. Speaker
Davis	Lempert	Strom-Martin	
Ducheny	Machado	Sweeney	
Escutia	Martinez	Thomson	

NOES—35

Ackerman	Brewer	Kuykendall	Poochigian
Aguiar	Campbell	Margett	Prenter
Alby	Cunneen	McClintock	Pringle
Ashburn	Firestone	Miller	Richter
Baldwin	Frusetta	Morrissey	Runner
Battin	Goldsmith	Morrow	Takasugi
Baugh	Granlund	Olberg	Thompson
Bordonaro	House	Oller	Woods
Bowler	Kaloogian	Pacheco	

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 Villaraigosa moved a call of the Assembly.

Motion carried. Time, 1:04 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 1:14 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 1197 (Villaraigosa)—An act to amend Section 14132.95 of, to add Sections 12305.6 and 14007.65 to, and to add Chapter 10.1 (commencing with Section 18930), Chapter 10.2 (commencing with Section 18935), and Chapter 10.3 (commencing with Section 18940) to Part 6 of Division 9 of, the Welfare and Institutions Code, relating to human services.

Bill read third time, and passed by the following vote:

AYES—45

Alquist	Floyd	Mazzoni	Thomson
Aroner	Frusetta	Migden	Torlakson
Baca	Gallegos	Morrissey	Villaraigosa
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Caldera	Honda	Ortiz	Wayne
Cardenas	Keeley	Papan	Wildman
Cardoza	Knox	Perata	Wright
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Lempert	Shelley	
Escutia	Machado	Strom-Martin	
Figueroa	Martinez	Sweeney	

NOES—21

Ackerman	Firestone	Miller	Richter
Ashburn	House	Morrow	Runner
Baldwin	Kaloogian	Olberg	Thompson
Battin	Leach	Oller	
Bordonaro	Leonard	Poochigian	
Brewer	McClintock	Pringle	

Bill ordered transmitted to the Senate.

Objection to Vote Adds

Assembly Member Villaraigosa 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. 1197.

ASSEMBLY BILL NO. 1420 (Shelley)—An act to add and repeal Section 11505 of the Penal Code, relating to crime prevention.

Bill read third time, and passed by the following vote:

AYES—47

Aguiar	Ducheny	Lempert	Shelley
Alquist	Escutia	Machado	Strom-Martin
Aroner	Figueroa	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Battin	Gallegos	McClintock	Torlakson
Bowen	Goldsmith	Migden	Villaraigosa
Brown	Havice	Murray	Vincent
Caldera	Hertzberg	Napolitano	Wayne
Cardenas	Honda	Ortiz	Wildman
Cardoza	Keeley	Papan	Wright
Cunneen	Knox	Perata	Mr. Speaker
Davis	Kuehl	Scott	

NOES—29

Ackerman	Campbell	Morrissey	Richter
Alby	Frusetta	Morrow	Runner
Ashburn	Granlund	Olberg	Takasugi
Baldwin	House	Oller	Thompson
Baugh	Kaloogian	Pacheco	Woods
Bordonaro	Leach	Poochigian	
Bowler	Leonard	Prenter	
Brewer	Miller	Pringle	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1420: Assembly Member Aguiar, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 363 (Goldsmith)—An act to amend Section 2118 of the Fish and Game Code, to add Division 14.6 (commencing with Section 31900) to the Food and Agricultural Code, and to amend Section 121790 of the Health and Safety Code, relating to wild animals.

Bill read third time, and passed by the following vote:

AYES—64

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Figueroa	Margett	Richter
Alquist	Firestone	Mazzoni	Runner
Ashburn	Gallegos	McClintock	Scott
Baldwin	Goldsmith	Migden	Shelley
Battin	Granlund	Miller	Strom-Martin
Baugh	Hertzberg	Morrissey	Sweeney
Bordonaro	Honda	Morrow	Takasugi
Bowen	House	Murray	Thomson
Bowler	Kaloogian	Napolitano	Torlakson
Brewer	Keeley	Olberg	Villaraigosa
Brown	Knox	Oller	Washington
Campbell	Kuehl	Pacheco	Wayne
Cardoza	Kuykendall	Papan	Wildman
Cunneen	Leach	Perata	Woods

NOES—8

Caldera	Floyd	Havice	Martinez
Escutia	Frusetta	Machado	Wright

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 172 (Wright)—An act to amend Section 19616.51 of, to amend and renumber Sections 19408.1, 19408.2, and 19408.3 of, and to add Section 19408.1 to, the Business and Professions Code, relating to horseracing.

Bill read third time.

Motion to Re-refer Assembly Bill No. 172 to Committee

Assembly Member Floyd moved that Assembly Bill No. 172 be re-referred to the Committee on Appropriations.

Assembly Member Sweeney seconded the motion.

Motion lost by the following vote:

AYES—8

Caldera	Hertzberg	Sweeney	Wildman
Floyd	Papan	Thomson	Woods

NOES—55

Ackerman	Cardenas	Leonard	Prenter
Aguiar	Cardoza	Margett	Pringle
Alby	Cunneen	Martinez	Richter
Aroner	Figueroa	Mazzoni	Runner
Ashburn	Firestone	McClintock	Scott
Baldwin	Frusetta	Miller	Strom-Martin
Battin	Goldsmith	Morrissey	Takasugi
Baugh	Granlund	Morrow	Thompson
Bordonaro	House	Napolitano	Torlakson
Bowen	Kaloogian	Olberg	Vincent
Bowler	Keeley	Oller	Wayne
Brewer	Kuykendall	Pacheco	Wright
Brown	Leach	Perata	Mr. Speaker
Campbell	Lempert	Poochigian	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—53

Ackerman	Cardoza	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alby	Ducheny	Leonard	Pringle
Alquist	Figueroa	Margett	Scott
Ashburn	Firestone	Mazzoni	Takasugi
Baca	Frusetta	McClintock	Torlakson
Battin	Goldsmith	Migden	Villaraigosa
Baugh	Granlund	Miller	Vincent
Bordonaro	Hertzberg	Morrow	Woods
Bowler	Honda	Murray	Wright
Brewer	House	Napolitano	Mr. Speaker
Brown	Kaloogian	Olberg	
Campbell	Keeley	Oller	
Cardenas	Kuehl	Perata	

NOES—10

Aroner	Havice	Papan	Thomson
Bowen	Martinez	Strom-Martin	
Caldera	Ortiz	Sweeney	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 172: Assembly Member Morrissey, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1219 (Bustamante)—An act to add and repeal Section 15733 of the Government Code, relating to economic development.

Bill read third time, and passed by the following vote:

AYES—50

Alquist	Figueroa	Machado	Sweeney
Aroner	Gallegos	Martinez	Takasugi
Baca	Goldsmith	Mazzoni	Thompson
Bowen	Granlund	Morrissey	Thomson
Brown	Havice	Murray	Torlakson
Caldera	Hertzberg	Napolitano	Villaraigosa
Campbell	Honda	Ortiz	Vincent
Cardenas	House	Papan	Wayne
Cardoza	Keeley	Perata	Wildman
Cunneen	Knox	Prenter	Wright
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Kuykendall	Shelley	
Escutia	Lempert	Strom-Martin	

NOES—24

Ackerman	Baugh	Margett	Pacheco
Aguiar	Bowler	McClintock	Poochigian
Alby	Brewer	Miller	Pringle
Ashburn	Kaloogian	Morrow	Richter
Baldwin	Leach	Olberg	Runner
Battin	Leonard	Oller	Woods

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2 (Ashburn)—An act to add Chapter 4.2 (commencing with Section 10830) 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—78

Ackerman	Ducheny	Machado	Richter
Aguiar	Escutia	Margett	Runner
Alby	Figueroa	Martinez	Scott
Alquist	Firestone	Mazzoni	Shelley
Aroner	Frusetta	McClintock	Strom-Martin
Ashburn	Gallegos	Migden	Sweeney
Baca	Goldsmith	Miller	Takasugi
Baldwin	Granlund	Morrissey	Thompson
Battin	Havice	Morrow	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	
Davis	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 8 (Leach)—An act relating to taxation.

Bill read third time.

Motion to Amend

Assembly Member Leach moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Miller arose to the following point of order:

Assembly Member Leach was not given the allotted 2 minutes of time to open debate on her proposed amendments.

Ruling by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore ruled the point of order well-taken and permitted Assembly Member Leach to conclude her opening time for debate.

CAUCUS ANNOUNCEMENTS

At 1:55 p.m., Assembly Member Shelley was granted unanimous consent that the Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 1:56 p.m., Assistant Speaker pro Tempore Baca declared the Assembly recessed.

REASSEMBLED

At 3:12 p.m., the Assembly reconvened.

Hon. Joe Baca, Assistant Speaker pro Tempore of the Assembly, presiding.

FURTHER CONSIDERATION OF LEACH AMENDMENTS TO ASSEMBLY BILL NO. 8

Motion to Table Leach Amendments to Assembly Bill No. 8

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Leach to Assembly Bill No. 8 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—40

Alquist	Escutia	Martinez	Sweeney
Aroner	Figueroa	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Napolitano	Villaraigosa
Brown	Hertzberg	Ortiz	Vincent
Caldera	Keeley	Papan	Washington
Cardenas	Knox	Perata	Wayne
Cardoza	Kuehl	Scott	Wildman
Davis	Lempert	Shelley	Wright
Ducheny	Machado	Strom-Martin	Mr. Speaker

NOES—35

Ackerman	Brewer	Leach	Pacheco
Aguiar	Cunneen	Leonard	Poochigian
Alby	Firestone	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Richter
Battin	Granlund	Morrissey	Runner
Baugh	House	Morrow	Takasugi
Bordonaro	Kaloogian	Olberg	Thompson
Bowler	Kuykendall	Oller	

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 Martinez moved a call of the Assembly.

Motion carried. Time, 3:24 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. 27 (Strom-Martin)—An act relating to taxation.

Bill read third time, and passed by the following vote:

AYES—70

Ackerman	Escutia	Leonard	Scott
Aguiar	Figueroa	Machado	Shelley
Alby	Firestone	Mazzoni	Strom-Martin
Alquist	Frusetta	McClintock	Sweeney
Aroner	Gallegos	Migden	Takasugi
Ashburn	Goldsmith	Miller	Thompson
Baldwin	Granlund	Morrissey	Thomson
Battin	Havice	Morrow	Torlakson
Baugh	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brown	House	Olberg	Washington
Caldera	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Wildman
Cardenas	Knox	Pacheco	Woods
Cardoza	Kuehl	Papan	Wright
Cunneen	Kuykendall	Perata	Mr. Speaker
Davis	Leach	Poochigian	
Ducheny	Lempert	Runner	

NOES—2

Brewer	Martinez

Bill ordered transmitted to the Senate.

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 the Villaraigosa motion to table Leach amendments to Assembly Bill No. 8.

CAUCUS ANNOUNCEMENTS

At 3:27 p.m., Assembly Member Machado was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 3:27 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 3:30 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 59 (Brown)—An act to amend Sections 207, 208, 209, 290, 290.4, 667.5, 667.7, 667.71, 667.8, 667.83, 667.85, 669, 1170.1, 1203.066, and 2933.5 of, and to repeal and amend Section 667.61 of, the Penal Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Frusetta	McClintock	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 244 (Aguiar)—An act to add Section 4689.01 to the Welfare and Institutions Code, relating to human services.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 264 (Baca)—An act to add Article 5 (commencing with Section 76075) to Chapter 1 of Part 47 of the Education Code, relating to postsecondary education.

Bill read third time, and passed by the following vote:

AYES—41

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Baca	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	Keeley	Papan	Wildman
Cardenas	Knox	Perata	Wright
Cardoza	Kuehl	Scott	Mr. Speaker
Davis	Lempert	Shelley	
Ducheny	Machado	Strom-Martin	
Escutia	Martinez	Sweeney	

NOES—38

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Wayne
Bordonaro	Kaloogian	Oller	Woods
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

Bill ordered transmitted to the Senate.

At 3:40 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 366 (Havice)—An act relating to taxation.

Bill read third time.

Motion to Amend by Assembly Member Kuykendall—Set 1

Assembly Member Kuykendall moved the adoption of amendments.

Amendments read.

Motion to Table Kuykendall Amendments to Assembly Bill No. 366—Set 1

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Kuykendall to Assembly Bill No. 366—Set 1 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—37

Alquist	Gallegos	Mazzoni	Torlakson
Aroner	Havice	Murray	Villaraigosa
Baca	Hertzberg	Napolitano	Vincent
Bowen	Honda	Ortiz	Wayne
Brown	Keeley	Papan	Wildman
Caldera	Knox	Scott	Wright
Cardenas	Kuehl	Shelley	Mr. Speaker
Davis	Lempert	Strom-Martin	
Ducheny	Machado	Sweeney	
Escutia	Martinez	Thomson	

NOES—33

Ackerman	Brewer	Leonard	Poochigian
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	House	Morrow	Thompson
Baugh	Kaloogian	Olberg	
Bordonaro	Kuykendall	Oller	
Bowler	Leach	Pacheco	

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 the Villaraigosa motion to table Kuykendall amendments to Assembly Bill No. 366—Set 1.

Motion to Amend by Assembly Member Pringle—Set 2

Assembly Member Pringle moved the adoption of amendments.

Amendments read.

Motion to Table Pringle Amendments to Assembly Bill No. 366—Set 2

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Pringle to Assembly Bill No. 366—Set 2 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—40

Alquist	Escutia	Machado	Sweeney
Aroner	Figueroa	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Perata	Wayne
Cardoza	Knox	Scott	Wildman
Davis	Kuehl	Shelley	Wright
Ducheny	Lempert	Strom-Martin	Mr. Speaker

NOES—37

Ackerman	Cunneen	Margett	Prenter
Aguiar	Firestone	Martinez	Pringle
Alby	Frusetta	McClintock	Richter
Ashburn	Goldsmith	Miller	Runner
Baldwin	Granlund	Morrissey	Takasugi
Battin	House	Morrow	Thompson
Baugh	Kaloogian	Olberg	Woods
Bordonaro	Kuykendall	Oller	
Bowler	Leach	Pacheco	
Brewer	Leonard	Poochigian	

Parliamentary Inquiry

Assembly Member Martinez arose to the following parliamentary inquiry:

Is there not an agreement that Members ask questions of the author on closing time for debate?

Reply by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore replied that no other microphones were raised for recognition to debate at the time Assembly Member Olberg was recognized to ask a question of the author.

Point of Order

Assembly Member Martinez arose to the following point of order:

That Assembly Member Miller limit debate to the merits of the bill.

Point of Order

Assembly Member Aguiar arose to the following point of order:

Assembly Member Miller is on his time and may proceed with debate on Assembly Bill No. 366.

Ruling by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore ruled the point of order by Assembly Member Aguiar well-taken.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—65

Ackerman	Davis	Machado	Strom-Martin
Aguiar	Ducheny	Martinez	Sweeney
Alby	Escutia	Mazzoni	Takasugi
Alquist	Figueroa	McClintock	Thompson
Aroner	Firestone	Migden	Thomson
Ashburn	Frusetta	Morrissey	Torlakson
Baca	Gallegos	Morrow	Villaraigosa
Battin	Goldsmith	Murray	Vincent
Baugh	Granlund	Napolitano	Washington
Bowen	Havice	Olberg	Wayne
Bowler	Hertzberg	Ortiz	Wildman
Brown	Honda	Papan	Woods
Caldera	Kaloogian	Perata	Wright
Campbell	Keeley	Poochigian	Mr. Speaker
Cardenas	Knox	Pringle	
Cardoza	Kuehl	Scott	
Cunneen	Kuykendall	Shelley	

NOES—6

Bordonaro	House	Leonard
Brewer	Leach	Miller

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 410 (Gallegos)—An act to add Section 6018.3 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Pringle withdrew his amendments to Assembly Bill No. 410—Set 1.

Motion to Amend by Assembly Member Runner—Set 2

Assembly Member Runner moved the adoption of amendments.

Amendments read.

Motion to Table Runner Amendments to Assembly Bill No. 410—Set 2

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Runner to Assembly Bill No. 410—Set 2 be laid upon the table.

Assembly Member Sweeney seconded the motion.

Motion carried by the following vote:

AYES—40

Alquist	Escutia	Lempert	Sweeney
Aroner	Figueroa	Martinez	Thomson
Baca	Firestone	Mazzoni	Torlakson
Bowen	Gallegos	Migden	Villaraigosa
Brown	Havice	Murray	Vincent
Caldera	Hertzberg	Napolitano	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Perata	Wildman
Davis	Knox	Shelley	Wright
Ducheny	Kuehl	Strom-Martin	Mr. Speaker

NOES—32

Aguiar	Brewer	Leach	Pacheco
Alby	Cunneen	Leonard	Papan
Ashburn	Frusetta	McClintock	Poochigian
Baldwin	Goldsmith	Miller	Pringle
Battin	Granlund	Morrissey	Richter
Baugh	House	Morrow	Runner
Bordonaro	Kaloogian	Olberg	Takasugi
Bowler	Kuykendall	Oller	Thompson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Frusetta	McClintock	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Wayne
Brewer	Kaloogian	Ortiz	Wildman
Brown	Keeley	Pacheco	Woods
Caldera	Knox	Papan	Wright
Cardenas	Kuehl	Perata	Mr. Speaker
Cardoza	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—1

Richter

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 478 (Takasugi)—An act relating to taxation.

Bill read third time, and passed by the following vote:

AYES—73

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Mazzoni	Scott
Alquist	Figueroa	McClintock	Shelley
Aroner	Firestone	Migden	Strom-Martin
Ashburn	Frusetta	Miller	Sweeney
Baca	Goldsmith	Morrissey	Takasugi
Baldwin	Granlund	Morrow	Thompson
Battin	Havice	Murray	Thomson
Baugh	Hertzberg	Napolitano	Torlakson
Bordonaro	Honda	Olberg	Villaraigosa
Bowler	House	Oller	Vincent
Brewer	Kaloogian	Ortiz	Washington
Brown	Keeley	Pacheco	Wayne
Caldera	Knox	Papan	Wildman
Campbell	Kuehl	Perata	Woods
Cardenas	Kuykendall	Poochigian	
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—2

Bowen	Martinez

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 481, on request of Assembly Member Kuehl.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 600 (Kuehl)—An act to amend Sections 24000, 24001, 24003, 24005, 24007, 24009, 24011, 24013, 24015, 24021, 24023, and 24027 of, and to add Section 24025 to, the Welfare and Institutions Code, relating to health.

Bill read third time, and passed by the following vote:

AYES—42

Alquist	Escutia	Martinez	Sweeney
Aroner	Figueroa	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Granlund	Murray	Villaraigosa
Brown	Havice	Napolitano	Vincent
Caldera	Hertzberg	Ortiz	Wayne
Cardenas	Honda	Papan	Wildman
Cardoza	Keeley	Perata	Wright
Cunneen	Knox	Scott	Mr. Speaker
Davis	Kuehl	Shelley	
Ducheny	Lempert	Strom-Martin	

NOES—32

Ackerman	Bowler	Leonard	Prenter
Aguiar	Brewer	McClintock	Pringle
Alby	Campbell	Miller	Richter
Ashburn	Firestone	Morrissey	Runner
Baldwin	Goldsmith	Morrow	Takasugi
Battin	House	Olberg	Thompson
Baugh	Kaloogian	Oller	Washington
Bordonaro	Kuykendall	Poochigian	Woods

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 600: Assembly Member Washington, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 740 (Washington)—An act to add Section 11251 to the Welfare and Institutions Code, relating to human services.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Washington 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.

ASSEMBLY BILL NO. 781 (Sweeney)—An act to amend Sections 51871, 51872, and 51876 of, to amend and renumber Sections 51881, 51883, and 51884 of, and to add Section 51871.5 to, the Education Code, relating to education.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Ducheny	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alby	Figueroa	Mazzoni	Shelley
Alquist	Firestone	McClintock	Strom-Martin
Aroner	Frusetta	Migden	Sweeney
Ashburn	Gallegos	Miller	Takasugi
Baca	Goldsmith	Morrissey	Thompson
Baldwin	Granlund	Morrow	Thomson
Battin	Havice	Murray	Torlakson
Baugh	Hertzberg	Napolitano	Villaraigosa
Bordonaro	Honda	Olberg	Vincent
Bowen	House	Oller	Washington
Bowler	Kaloogian	Ortiz	Wayne
Brewer	Knox	Pacheco	Wildman
Brown	Kuehl	Papan	Woods
Caldera	Kuykendall	Perata	Wright
Campbell	Leach	Poochigian	Mr. Speaker
Cardenas	Lempert	Prenter	
Cunneen	Leonard	Pringle	
Davis	Machado	Richter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 783 (Brown)—An act to amend Sections 25658.1 and 25658.5 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and passed by the following vote:

AYES—67

Aguiar	Escutia	Leonard	Scott
Alby	Figueroa	Machado	Shelley
Alquist	Frusetta	Margett	Strom-Martin
Aroner	Gallegos	Martinez	Sweeney
Baca	Goldsmith	Mazzoni	Takasugi
Battin	Granlund	Migden	Thompson
Bordonaro	Havice	Miller	Thomson
Bowen	Hertzberg	Morrissey	Torlakson
Bowler	Honda	Murray	Villaraigosa
Brown	House	Napolitano	Vincent
Caldera	Kaloogian	Olberg	Washington
Campbell	Keeley	Ortiz	Wayne
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Woods
Cunneen	Kuykendall	Perata	Wright
Davis	Leach	Prenter	Mr. Speaker
Ducheny	Lempert	Runner	

NOES—10

Ackerman	Brewer	Oller	Richter
Ashburn	McClintock	Poochigian	
Baugh	Morrow	Pringle	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 783: Assembly Member Oller, from 'Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1044 (Committee on Revenue and Taxation)—An act relating to taxation.

Bill read third time, and presented by Assembly Member Caldera.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Pringle moved a call of the Assembly.

Motion carried. Time, 4:29 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1077 (Cardoza)—An act to amend Section 33 of the Penal Code, relating to crime.

Bill read third time, and passed by the following vote:

AYES—76

Ackerman	Cunneen	Lempert	Poochigian
Aguiar	Davis	Leonard	Prenter
Alby	Ducheny	Machado	Pringle
Alquist	Escutia	Margett	Richter
Aroner	Figueroa	Martinez	Runner
Ashburn	Firestone	Mazzoni	Scott
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuykendall	Papan	Wright
Cardoza	Leach	Perata	Mr. Speaker

NOES—1

Kuehl

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1193 (Shelley)—An act to add Section 16605 to the Welfare and Institutions Code, relating to human Services, 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 Shelley moved a call of the Assembly.

Motion carried. Time, 4:36 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 4:36 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

ASSEMBLY BILL NO. 1266 (Mazzoni)—An act to amend and renumber Section 44279.2 of, to amend the heading of Article 4.5 (commencing with Section 44279.2) of Chapter 2 of Part 25 of, and to add Sections 44001.1, 44001.2, 44279.2, and 44279.7 to, the Education Code, relating to teacher credentialing, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—72

Ackerman	Ducheny	Lempert	Prenter
Aguiar	Escutia	Machado	Pringle
Alby	Figueroa	Margett	Runner
Alquist	Firestone	Martinez	Scott
Aroner	Frusetta	Mazzoni	Shelley
Ashburn	Gallegos	Migden	Strom-Martin
Baca	Goldsmith	Miller	Sweeney
Battin	Granlund	Morrissey	Takasugi
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cunneen	Kuykendall	Perata	Wright
Davis	Leach	Poochigian	Mr. Speaker

NOES—3

Bowler	McClintock	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1271 (Papan)—An act to add Section 23101.6 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—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1331 (Alquist)—An act to add Chapter 3.46 (commencing with Section 44758) to Part 25 of the Education Code, relating to pupils.

Bill read third time, and passed by the following vote:

AYES—67

Aguiar	Davis	Lempert	Richter
Alby	Ducheny	Machado	Runner
Alquist	Escutia	Margett	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Villaraigosa
Bowler	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	Keeley	Pacheco	Wayne
Campbell	Knox	Papan	Wildman
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

NOES—12

Ackerman	House	McClintock	Pringle
Baugh	Kaloogian	Olberg	Thompson
Brewer	Leonard	Oller	Woods

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1335 (Alquist)—An act to amend Section 66903 of the Education Code, relating to education.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Baca	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	Keeley	Papan	Wayne
Cardenas	Knox	Perata	Wildman
Cardoza	Kuehl	Scott	Woods
Davis	Lempert	Shelley	Wright
Ducheny	Machado	Strom-Martin	Mr. Speaker
Escutia	Martinez	Sweeney	

NOES—34

Ackerman	Brewer	Leonard	Poochigian
Aguiar	Campbell	Margett	Prenter
Alby	Cunneen	McClintock	Pringle
Ashburn	Firestone	Miller	Richter
Baldwin	Goldsmith	Morrissey	Runner
Battin	Granlund	Morrow	Takasugi
Baugh	House	Olberg	Thompson
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	

Bill ordered transmitted to the Senate.

POINT OF ORDER

Assembly Member Baca arose to the following point of order:

Do the Rules not prohibit the use of cell phones on the Floor of the Assembly?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied in the affirmative.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1356 (Figueroa)—An act relating to taxation.

Bill read third time, and passed by the following vote:

AYES—67

Aguiar	Davis	Leach	Prenter
Alby	Ducheny	Lempert	Pringle
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Martinez	Strom-Martin
Baca	Frusetta	Mazzoni	Sweeney
Battin	Gallegos	Migden	Takasugi
Baugh	Goldsmith	Miller	Thomson
Bordonaro	Granlund	Morrissey	Torlakson
Bowen	Havice	Morrow	Villaraigosa
Bowler	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Caldera	House	Olberg	Wayne
Campbell	Keeley	Ortiz	Wildman
Cardenas	Knox	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker
Cunneen	Kuykendall	Poochigian	

NOES—9

Ackerman	Kaloogian	Oller
Baldwin	Leonard	Runner
Brewer	McClintock	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1413 (Papan)—An act relating to taxation.

Bill read third time, and passed by the following vote:

AYES—69

Aguiar	Escutia	Martinez	Shelley
Alby	Figueroa	Mazzoni	Strom-Martin
Alquist	Firestone	Migden	Sweeney
Aroner	Frusetta	Miller	Takasugi
Ashburn	Gallegos	Morrissey	Thompson
Baca	Goldsmith	Morrow	Thomson
Baldwin	Granlund	Murray	Torlakson
Battin	Havice	Napolitano	Villaraigosa
Bordonaro	Hertzberg	Olberg	Vincent
Bowen	Honda	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Caldera	Keeley	Papan	Wildman
Campbell	Kuehl	Perata	Woods
Cardenas	Kuykendall	Poochigian	Wright
Cardoza	Leach	Prenter	Mr. Speaker
Cunneen	Lempert	Pringle	
Davis	Machado	Runner	
Ducheny	Margett	Scott	

NOES—5

Ackerman	Bowler	McClintock
Baugh	Brewer	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1433 (Olberg)—An act to amend Section 68075.1 of the Education Code, relating to postsecondary education.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	Runner
Alby	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 94 (Cardoza)—An act to amend Sections 17053.49 and 23649 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Pringle withdrew his amendments to Assembly Bill No. 94—Sets 1 and 2.

Motion to Amend by Assembly Member Cunneen—Set 3

Assembly Member Cunneen moved the adoption of amendments.

Amendments read.

Motion to Table Cunneen Amendments to Assembly Bill No. 94—Set 3

Assembly Member Shelley moved that the amendments offered by Assembly Member Cunneen to Assembly Bill No. 94—Set 3 be laid upon the table.

Assembly Member Baca seconded the motion.

Motion carried by the following vote:

AYES—36

Alquist	Escutia	Migden	Thomson
Aroner	Gallegos	Murray	Torlakson
Baca	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Ortiz	Vincent
Brown	Keeley	Papan	Washington
Caldera	Knox	Perata	Wayne
Cardoza	Kuehl	Scott	Wildman
Davis	Martinez	Shelley	Wright
Ducheny	Mazzoni	Strom-Martin	Mr. Speaker

NOES—33

Aguiar	Firestone	Margett	Prenter
Alby	Frusetta	McClintock	Pringle
Ashburn	Goldsmith	Miller	Richter
Baldwin	Granlund	Morrissey	Runner
Battin	House	Morrow	Takasugi
Baugh	Kaloogian	Olberg	Thompson
Bowler	Kuykendall	Oller	
Brewer	Leach	Pacheco	
Cunneen	Leonard	Poochigian	

Motion to Amend by Assembly Member Kaloogian—Set 4

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read.

Motion to Table Kaloogian Amendments to Assembly Bill No. 94—Set 4

Assembly Member Shelley moved that the amendments offered by Assembly Member Kaloogian to Assembly Bill No. 94—Set 4 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—36

Alquist	Ducheny	Martinez	Sweeney
Aroner	Escutia	Mazzoni	Thomson
Baca	Gallegos	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Brown	Honda	Ortiz	Vincent
Caldera	Keeley	Papan	Wayne
Cardenas	Knox	Perata	Wildman
Cardoza	Kuehl	Shelley	Wright
Davis	Lempert	Strom-Martin	Mr. Speaker

NOES—35

Aguiar	Firestone	Margett	Poochigian
Alby	Frusetta	McClintock	Prenter
Ashburn	Goldsmith	Migden	Pringle
Baldwin	Granlund	Miller	Richter
Battin	House	Morrissey	Runner
Baugh	Kaloogian	Morrow	Takasugi
Bowler	Kuykendall	Olberg	Thompson
Brewer	Leach	Oller	Washington
Cunneen	Leonard	Pacheco	

Pringle Amendments as Presented by Assembly Member Oller—Set 5

Assembly Member Oller moved the adoption of amendments of 25 words or less.

Amendments read.

Motion to Table Pringle Amendments to Assembly Bill No. 94—Set 5

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Pringle to Assembly Bill No. 94—Set 5 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—35

Alquist	Escutia	Mazzoni	Sweeney
Aroner	Gallegos	Migden	Torlakson
Baca	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Brown	Keeley	Ortiz	Washington
Caldera	Knox	Papan	Wildman
Cardoza	Kuehl	Perata	Wright
Davis	Lempert	Shelley	Mr. Speaker
Ducheny	Martinez	Strom-Martin	

NOES—33

Aguiar	Firestone	Margett	Prenter
Alby	Frusetta	McClintock	Pringle
Ashburn	Goldsmith	Miller	Richter
Baldwin	Granlund	Morrissey	Runner
Battin	House	Morrow	Takasugi
Baugh	Kaloogian	Olberg	Thompson
Bowler	Kuykendall	Oller	
Brewer	Leach	Pacheco	
Cunneen	Leonard	Poochigian	

Motion to Amend by Assembly Member Oller—Set 6

Assembly Member Oller moved the adoption of amendments.

Amendments read.

Motion to Table Oller Amendments to Assembly Bill No. 94—Set 6

Assembly Member Shelley moved that the amendments offered by Assembly Member Oller to Assembly Bill No. 94—Set 6 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—37

Alquist	Escutia	Migden	Torlakson
Aroner	Gallegos	Murray	Villaraigosa
Baca	Hertzberg	Napolitano	Vincent
Bowen	Honda	Ortiz	Washington
Brown	Keeley	Papan	Wildman
Caldera	Knox	Perata	Wright
Cardenas	Kuehl	Shelley	Mr. Speaker
Cardoza	Lempert	Strom-Martin	
Davis	Martinez	Sweeney	
Ducheny	Mazzoni	Thomson	

NOES—36

Ackerman	Brewer	Leach	Pacheco
Aguiar	Cunneen	Leonard	Poochigian
Alby	Firestone	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Richter
Battin	Granlund	Morrissey	Runner
Baugh	House	Morrow	Takasugi
Bordonaro	Kaloogian	Olberg	Thompson
Bowler	Kuykendall	Oller	Woods

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

Ackerman	Ducheny	Machado	Pringle
Aguiar	Escutia	Margett	Richter
Alby	Figueroa	Martinez	Runner
Alquist	Firestone	Mazzoni	Scott
Ashburn	Frusetta	McClintock	Shelley
Baca	Gallegos	Migden	Strom-Martin
Baldwin	Goldsmith	Miller	Sweeney
Battin	Granlund	Morrissey	Takasugi
Baugh	Havice	Morrow	Thompson
Bordonaro	Hertzberg	Murray	Thomson
Bowen	Honda	Napolitano	Torlakson
Bowler	House	Olberg	Villaraigosa
Brewer	Kaloogian	Oller	Vincent
Brown	Keeley	Ortiz	Washington
Caldera	Knox	Pacheco	Wayne
Campbell	Kuykendall	Papan	Wildman
Cardenas	Leach	Perata	Woods
Cardoza	Lempert	Poochigian	Wright
Cunneen	Leonard	Prenter	Mr. Speaker

NOES—1

Aroner

Bill ordered transmitted to the Senate.

OBJECTION TO VOTE ADDS

Assembly Member Kuykendall withheld unanimous consent on any further requests for vote adds or vote changes on the roll call votes taken on this day on the motions to table amendments to Assembly Bill No. 410—Set 2 and Assembly Bill No. 94—Sets 3, 4, and 5.

ASSEMBLY BILL NO. 135 (Hertzberg)—An act to add Section 14069.5 to the Corporations Code, relating to small business development.

Bill read third time, and passed by the following vote:

AYES—45

Alquist	Gallegos	Mazzoni	Thomson
Aroner	Granlund	Migden	Torlakson
Baca	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	House	Papan	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Runner	Wright
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Lempert	Shelley	
Escutia	Machado	Strom-Martin	
Figueroa	Martinez	Sweeney	

NOES—32

Ackerman	Brewer	Leach	Oller
Aguiar	Campbell	Leonard	Pacheco
Ashburn	Cunneen	Margett	Poochigian
Baldwin	Firestone	McClintock	Prenter
Battin	Frusetta	Miller	Pringle
Baugh	Goldsmith	Morrissey	Takasugi
Bordonaro	Kaloogian	Morrow	Thompson
Bowler	Kuykendall	Olberg	Woods

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 70 (Woods)—An act to amend Sections 912.5 and 1736 of the Welfare and Institutions Code, relating to juveniles, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Granlund.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

Ackerman	Davis	Lempert	Poochigian
Aguiar	Ducheny	Leonard	Prenter
Alby	Escutia	Machado	Pringle
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Frusetta	Mazzoni	Shelley
Baca	Gallegos	McClintock	Strom-Martin
Baldwin	Goldsmith	Migden	Sweeney
Battin	Granlund	Miller	Thompson
Baugh	Havice	Morrissey	Thomson
Bordonaro	Hertzberg	Morrow	Torlakson
Bowler	Honda	Murray	Villaraigosa
Brewer	House	Napolitano	Vincent
Brown	Kaloogian	Olberg	Washington
Caldera	Keeley	Oller	Wayne
Campbell	Knox	Ortiz	Wildman
Cardenas	Kuehl	Pacheco	Woods
Cardoza	Kuykendall	Papan	Wright
Cunneen	Leach	Perata	Mr. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

Ackerman	Davis	Lempert	Poochigian
Aguiar	Ducheny	Leonard	Prenter
Alby	Escutia	Machado	Pringle
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Frusetta	Mazzoni	Shelley
Baca	Gallegos	McClintock	Strom-Martin
Baldwin	Goldsmith	Migden	Sweeney
Battin	Granlund	Miller	Thompson
Baugh	Havice	Morrissey	Thomson
Bordonaro	Hertzberg	Morrow	Torlakson
Bowler	Honda	Murray	Villaraigosa
Brewer	House	Napolitano	Vincent
Brown	Kaloogian	Olberg	Washington
Caldera	Keeley	Oller	Wayne
Campbell	Knox	Ortiz	Wildman
Cardenas	Kuehl	Pacheco	Woods
Cardoza	Kuykendall	Papan	Wright
Cunneen	Leach	Perata	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 84 (Woods)—An act to add Article 2.5 (commencing with Section 12175) to Chapter 4 of Part 2 of Division 2 of the Public Contract Code, relating to state contracts, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Granlund.

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, 5:20 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 428 (Wildman)—An act to add and repeal Article 5 (commencing with Section 78280) of Chapter 2 of Part 48 of the Education Code, relating to postsecondary education.

Bill read third time, and passed by the following vote:

AYES—41

Alquist	Figueroa	Mazzoni	Torlakson
Aroner	Gallegos	Migden	Villaraigosa
Baca	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Brown	Honda	Ortiz	Wayne
Caldera	Keeley	Papan	Wildman
Cardenas	Knox	Perata	Wright
Cardoza	Kuehl	Shelley	Mr. Speaker
Davis	Lempert	Strom-Martin	
Ducheny	Machado	Sweeney	
Escutia	Martinez	Thomson	

NOES—36

Ackerman	Brewer	Kuykendall	Oller
Aguiar	Campbell	Leach	Pacheco
Alby	Cunneen	Leonard	Poochigian
Ashburn	Firestone	Margett	Prenter
Baldwin	Frusetta	McClintock	Pringle
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	House	Morrow	Thompson
Bowler	Kaloogian	Olberg	Woods

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 736 (Thomson)—An act to amend Sections 17080, 17224, and 17587 of, to add Section 17584 to, and to repeal Section 39619 of, the Education Code, relating to school facilities.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Frusetta	McClintock	Sweeney
Baca	Gallegos	Migden	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Thomson
Baugh	Havice	Morrow	Torlakson
Bordonaro	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Pacheco	Woods
Campbell	Kuehl	Papan	Wright
Cardenas	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 904 (Miller)—An act to add Section 11379.9 to the Health and Safety Code, relating to controlled substances.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Martinez moved a call of the Assembly.

Motion carried. Time, 5:32 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 952 (Brown)—An act to amend Sections 19602 and 19605.3 of, and to add Sections 19605.35 and 19608.15 to, the Business and Professions Code, relating to horseracing.

Bill read third time, and passed by the following vote:

AYES—65

Ackerman	Cunneen	Machado	Prenter
Aguiar	Davis	Margett	Shelley
Alby	Ducheny	Martinez	Strom-Martin
Alquist	Escutia	Mazzoni	Sweeney
Aroner	Figueroa	McClintock	Takasugi
Ashburn	Firestone	Migden	Thomson
Baca	Gallegos	Miller	Torlakson
Battin	Goldsmith	Morrissey	Villaraigosa
Baugh	Granlund	Morrow	Vincent
Bordonaro	Hertzberg	Murray	Washington
Bowen	Honda	Napolitano	Wayne
Bowler	Kaloogian	Oller	Wildman
Brewer	Keeley	Ortiz	Wright
Brown	Kuehl	Pacheco	Mr. Speaker
Campbell	Kuykendall	Papan	
Cardenas	Leach	Perata	
Cardoza	Lempert	Poochigian	

NOES—4

Caldera	Havice	House	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 955 (Wright)—An act to add Section 15336.3 to the Government Code, relating to economic development.

Bill read third time, and passed by the following vote:

AYES—60

Aguiar	Ducheny	Leach	Prenter
Alquist	Escutia	Lempert	Scott
Aroner	Figueroa	Machado	Shelley
Ashburn	Firestone	Margett	Strom-Martin
Baca	Frusetta	Martinez	Sweeney
Battin	Gallegos	Mazzoni	Takasugi
Bowen	Goldsmith	Miller	Thomson
Bowler	Granlund	Morrissey	Torlakson
Brown	Havice	Murray	Villaraigosa
Caldera	Hertzberg	Napolitano	Vincent
Campbell	Honda	Olberg	Wayne
Cardenas	Keeley	Ortiz	Wildman
Cardoza	Knox	Papan	Woods
Cunneen	Kuehl	Perata	Wright
Davis	Kuykendall	Poochigian	Mr. Speaker

NOES—14

Ackerman	Brewer	McClintock	Runner
Baldwin	House	Morrow	Thompson
Baugh	Kaloogian	Oller	
Bordonaro	Leonard	Pacheco	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1223 (Strom-Martin)—An act to amend Section 5164 of the Public Resources Code, relating to parks and recreation.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Ducheny	Machado	Richter
Aguiar	Escutia	Margett	Runner
Alby	Figueroa	Martinez	Scott
Alquist	Firestone	Mazzoni	Shelley
Aroner	Frusetta	McClintock	Strom-Martin
Ashburn	Gallegos	Migden	Sweeney
Baca	Goldsmith	Miller	Takasugi
Baldwin	Granlund	Morrissey	Thompson
Battin	Havice	Morrow	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bordonaro	Honda	Napolitano	Villaraigosa
Bowen	House	Olberg	Vincent
Bowler	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	
Davis	Leonard	Pringle	

NOES—1

Brewer

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1378 (Prenter)—An act to amend Section 7000 of, and to add Sections 7005 and 7005.5 to, the Penal Code, relating to prisons.

Bill read third time, and passed by the following vote:

AYES—75

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Martinez	Strom-Martin
Ashburn	Frusetta	Mazzoni	Sweeney
Baca	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1554 (Ortiz)—An act to add Article 2 (commencing with Section 104175) to Chapter 2 of Part 1 of Division 103 of the Health and Safety Code, relating to cancer, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—75

Aguiar	Escutia	Machado	Pringle
Alby	Figueroa	Margett	Richter
Alquist	Firestone	Martinez	Scott
Aroner	Frusetta	Mazzoni	Shelley
Ashburn	Gallegos	McClintock	Strom-Martin
Baca	Goldsmith	Migden	Sweeney
Battin	Granlund	Miller	Takasugi
Baugh	Havice	Morrissey	Thompson
Bordonaro	Hertzberg	Morrow	Thomson
Bowen	Honda	Murray	Torlakson
Bowler	House	Napolitano	Villaraigosa
Brown	Kaloogian	Olberg	Vincent
Caldera	Keeley	Oller	Washington
Campbell	Knox	Ortiz	Wayne
Cardenas	Kuehl	Pacheco	Wildman
Cardoza	Kuykendall	Papan	Woods
Cunneen	Leach	Perata	Wright
Davis	Lempert	Poochigian	Mr. Speaker
Ducheny	Leonard	Prenter	

NOES—3

Ackerman	Baldwin	Brewer

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 48 (Wright)—An act to add Section 11755.3 to the Health and Safety Code, relating to crack cocaine.

Bill read third time.

Motion to Amend by Assembly Member Runner

Assembly Member Runner moved the adoption of amendments.

Amendments read.

Motion to Table Runner Amendments to Assembly Bill No. 48

Assembly Member Shelley moved that the amendments offered by Assembly Member Runner to Assembly Bill No. 48 be laid upon the table.

Assembly Member Escutia seconded the motion.

Motion carried by the following vote:

AYES—39

Alquist	Escutia	Mazzoni	Thomson
Aroner	Figueroa	Migden	Torlakson
Baca	Gallegos	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	Keeley	Papan	Wayne
Cardenas	Knox	Perata	Wildman
Cardoza	Kuehl	Shelley	Wright
Davis	Lempert	Strom-Martin	Mr. Speaker
Ducheny	Martinez	Sweeney	

NOES—37

Ackerman	Cunneen	Leonard	Prenter
Aguiar	Firestone	Margett	Pringle
Alby	Frusetta	McClintock	Richter
Ashburn	Goldsmith	Miller	Runner
Baldwin	Granlund	Morrissey	Takasugi
Battin	Havice	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—55

Aguiar	Escutia	Lempert	Shelley
Alquist	Figueroa	Machado	Strom-Martin
Aroner	Firestone	Mazzoni	Sweeney
Baca	Frusetta	Migden	Takasugi
Battin	Gallegos	Morrissey	Thomson
Bowen	Granlund	Murray	Torlakson
Brown	Havice	Napolitano	Villaraigosa
Caldera	Hertzberg	Ortiz	Vincent
Campbell	Honda	Pacheco	Washington
Cardenas	House	Papan	Wayne
Cardoza	Keeley	Perata	Wildman
Cunneen	Knox	Prenter	Wright
Davis	Kuehl	Richter	Mr. Speaker
Ducheny	Kuykendall	Scott	

NOES—21

Ackerman	Bowler	McClintock	Pringle
Alby	Brewer	Miller	Thompson
Ashburn	Goldsmith	Morrow	Woods
Baldwin	Kaloogian	Olberg	
Baugh	Leonard	Oller	
Bordonaro	Martinez	Poochigian	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 48: Assembly Member Aguiar, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 102 (Cunneen)—An act to amend Section 1170.1 of, and to add Section 667.14 to, the Penal Code, relating to sentencing.

Bill read third time, and passed by the following vote:

AYES—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 199 (Sweeney)—An act to amend Section 12021 of the Penal Code, relating to firearms.

Bill read third time, and passed by the following vote:

AYES—69

Ackerman	Cunneen	Kuykendall	Poochigian
Aguiar	Davis	Leach	Prenter
Alby	Ducheny	Lempert	Richter
Alquist	Escutia	Leonard	Scott
Aroner	Figueroa	Machado	Shelley
Ashburn	Firestone	Margett	Strom-Martin
Baca	Frusetta	Martinez	Sweeney
Battin	Gallegos	Mazzoni	Thompson
Baugh	Goldsmith	McClintock	Thomson
Bordonaro	Granlund	Miller	Villaraigosa
Bowen	Havice	Morrissey	Vincent
Bowler	Hertzberg	Morrow	Wayne
Brewer	Honda	Murray	Wildman
Brown	House	Napolitano	Woods
Caldera	Kaloogian	Ortiz	Wright
Campbell	Keeley	Pacheco	
Cardenas	Knox	Papan	
Cardoza	Kuehl	Perata	

NOES—1

Migden

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 284 (Baca)—An act relating to economic development, 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 Baca moved a 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.

At 5:55 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 695 (Kuehl)—An act to add Section 2725.3 to the Business and Professions Code, and to add Section 1276.4 to the Health and Safety Code, relating to health care.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kuehl moved a call of the Assembly.

Motion carried. Time, 6:05 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 818 (Martinez)—An act to add Section 120897 to the Health and Safety Code, relating to HIV.

Bill read third time, and passed by the following vote:

AYES—41

Alquist	Figueroa	Mazzoni	Torlakson
Aroner	Gallegos	Migden	Villaraigosa
Baca	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Brown	Honda	Ortiz	Wayne
Caldera	Keeley	Papan	Wildman
Cardenas	Knox	Perata	Wright
Cardoza	Kuehl	Shelley	Mr. Speaker
Davis	Lempert	Strom-Martin	
Ducheny	Machado	Sweeney	
Escutia	Martinez	Thomson	

NOES—35

Ackerman	Brewer	Leach	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Cunneen	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	Woods
Bowler	Kuykendall	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 836 (Sweeney)—An act to amend Section 7273 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, and passed by the following vote:

AYES—59

Ackerman	Ducheny	Lempert	Prenter
Aguiar	Escutia	Leonard	Scott
Alquist	Figueroa	Machado	Shelley
Aroner	Firestone	Martinez	Strom-Martin
Baca	Frusetta	Mazzoni	Sweeney
Baldwin	Gallegos	McClintock	Takasugi
Battin	Goldsmith	Migden	Torlakson
Baugh	Havice	Morrow	Villaraigosa
Bowen	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Caldera	House	Oller	Wayne
Cardenas	Kaloogian	Ortiz	Wildman
Cardoza	Keeley	Papan	Wright
Cunneen	Knox	Perata	Mr. Speaker
Davis	Kuykendall	Poochigian	

NOES—12

Alby	Brewer	Miller	Pringle
Bordonaro	Campbell	Morrissey	Thompson
Bowler	Granlund	Pacheco	Woods

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 853 (Hertzberg)—An act to add Title 7 (commencing with Section 14000) to Part 4 of the Penal Code, relating to law enforcement, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—73

Aguiar	Escutia	Machado	Pringle
Alby	Figueroa	Margett	Runner
Alquist	Firestone	Martinez	Scott
Aroner	Frusetta	Mazzoni	Shelley
Ashburn	Gallegos	McClintock	Strom-Martin
Baca	Goldsmith	Migden	Sweeney
Battin	Granlund	Miller	Takasugi
Baugh	Havice	Morrissey	Thomson
Bordonaro	Hertzberg	Morrow	Torlakson
Bowen	Honda	Murray	Villaraigosa
Bowler	House	Napolitano	Vincent
Brown	Kaloogian	Olberg	Wayne
Caldera	Keeley	Oller	Wildman
Campbell	Knox	Ortiz	Woods
Cardenas	Kuehl	Pacheco	Wright
Cardoza	Kuykendall	Papan	Mr. Speaker
Cunneen	Leach	Perata	
Davis	Lempert	Poochigian	
Ducheny	Leonard	Prenter	

NOES—4

Ackerman	Baldwin	Brewer	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 991 (Shelley)—An act to add Section 42655 to the Food and Agricultural Code, and to amend Sections 11106, 12001, 12021, 12026.2, 12072, 12076, 12077, and 12082 of the Penal Code, relating to firearms.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Shelley moved a call of the Assembly.

Motion carried. Time, 6:18 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 931 (Thomson)—An act to add Chapter 6 (commencing with Section 50650) to Part 2 of Division 31 of the Health and Safety Code, relating to housing, 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 Thomson 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.

ASSEMBLY BILL NO. 1304 (Granlund)—An act to add Section 14105.334 to the Welfare and Institutions Code, relating to health.

Bill read third time, and passed by the following vote:

AYES—74

Ackerman	Ducheny	Leonard	Pringle
Aguiar	Escutia	Machado	Scott
Alby	Figueroa	Margett	Shelley
Alquist	Firestone	Martinez	Strom-Martin
Aroner	Frusetta	Mazzoni	Sweeney
Ashburn	Gallegos	Migden	Takasugi
Baca	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Thomson
Baugh	Havice	Morrow	Torlakson
Bordonaro	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Pacheco	Woods
Campbell	Kuehl	Papan	Wright
Cardenas	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—2

Floyd	McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 80 (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.

Bill read third time.

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, 6:35 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 127 (Morrow)—An act to add and repeal Section 239 of the Code of Civil Procedure, relating to juries.

Bill read third time, and passed by the following vote:

AYES—76

Ackerman	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Machado	Runner
Aroner	Figueroa	Margett	Scott
Ashburn	Firestone	Martinez	Shelley
Baca	Frusetta	Mazzoni	Strom-Martin
Baldwin	Gallegos	McClintock	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 515 (Ashburn)—An act to amend Section 4548 of, and to add Sections 4502.1, 4502.2, and 4502.3 to, the Business and Professions Code, relating to psychiatric technicians, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—76

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Leach	Pringle
Alby	Ducheny	Lempert	Richter
Alquist	Escutia	Leonard	Runner
Aroner	Figueroa	Machado	Scott
Ashburn	Firestone	Margett	Shelley
Baca	Floyd	Martinez	Strom-Martin
Baldwin	Frusetta	Mazzoni	Sweeney
Battin	Gallegos	McClintock	Takasugi
Baugh	Goldsmith	Migden	Thomson
Bordonaro	Granlund	Miller	Torlakson
Bowen	Havice	Morrissey	Villaraigosa
Bowler	Hertzberg	Morrow	Vincent
Brewer	Honda	Murray	Washington
Brown	House	Napolitano	Wayne
Caldera	Kaloogian	Pacheco	Wildman
Campbell	Keeley	Papan	Woods
Cardenas	Knox	Perata	Wright
Cardoza	Kuehl	Poochigian	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

At 6:37 p.m., Hon. Martha M. Escutia, 50th District, presiding

ASSEMBLY BILL NO. 3 (Baca)—An act to add Sections 7117 and 7118 to the Government Code, relating to local agencies.

Bill read third time, and passed by the following vote:

AYES—69

Ackerman	Davis	Leach	Runner
Aguiar	Ducheny	Lempert	Scott
Alby	Escutia	Leonard	Shelley
Alquist	Figueroa	Machado	Strom-Martin
Ashburn	Firestone	Margett	Sweeney
Baca	Frusetta	Mazzoni	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Wayne
Brewer	Honda	Olberg	Wildman
Brown	House	Oller	Woods
Caldera	Kaloogian	Pacheco	Wright
Campbell	Keeley	Papan	Mr. Speaker
Cardenas	Knox	Perata	
Cardoza	Kuehl	Poochigian	
Cunneen	Kuykendall	Prenter	

NOES—5

Aroner	McClintock	Pringle
Martinez	Migden	

Bill ordered transmitted to the Senate.

At 6:38 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 501 (Migden)—An act to amend Sections 12150 and 14005.21 of, and to add Section 14005.195 to, the Welfare and Institutions Code, relating to human services.

Bill read third time, and passed by the following vote:

AYES—69

Ackerman	Davis	Lempert	Runner
Aguiar	Ducheny	Machado	Scott
Alby	Escutia	Margett	Shelley
Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Firestone	Mazzoni	Sweeney
Ashburn	Floyd	Migden	Takasugi
Baca	Frusetta	Miller	Thomson
Baldwin	Gallegos	Morrissey	Torlakson
Battin	Goldsmith	Morrow	Villaraigosa
Bordonaro	Granlund	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Brewer	Hertzberg	Oller	Wayne
Brown	Honda	Ortiz	Wildman
Caldera	Kaloogian	Pacheco	Wright
Campbell	Knox	Papan	Mr. Speaker
Cardenas	Kuehl	Perata	
Cardoza	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—4

House	Leonard	McClintock	Thompson

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 659 (Miller)—An act to add Sections 14105.46 and 14105.47 to the Welfare and Institutions Code, relating to human services.

Bill read third time, and passed by the following vote:

AYES—76

Ackerman	Cunneen	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alby	Ducheny	Lempert	Prenter
Alquist	Escutia	Leonard	Runner
Aroner	Figueroa	Machado	Scott
Ashburn	Firestone	Margett	Shelley
Baca	Floyd	Martinez	Strom-Martin
Baldwin	Frusetta	Mazzoni	Sweeney
Battin	Gallegos	McClintock	Takasugi
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Villaraigosa
Brewer	Honda	Napolitano	Vincent
Brown	House	Olberg	Wayne
Caldera	Kaloogian	Oller	Wildman
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Pacheco	Wright
Cardoza	Kuehl	Papan	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 845 (Martinez)—An act relating to human services.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Mazzoni	Sweeney
Aroner	Gallegos	Migden	Thomson
Baca	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Brown	Honda	Ortiz	Vincent
Caldera	Keeley	Papan	Washington
Cardenas	Knox	Perata	Wayne
Cardoza	Kuehl	Prenter	Wildman
Davis	Lempert	Scott	Wright
Ducheny	Machado	Shelley	Mr. Speaker
Escutia	Martinez	Strom-Martin	

NOES—34

Ackerman	Brewer	Leach	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Cunneen	Margett	Pringle
Ashburn	Frusetta	McClintock	Runner
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	House	Morrow	Woods
Bordonaro	Kaloogian	Olberg	
Bowler	Kuykendall	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 900 (Cardenas)—An act to add Chapter 4 (commencing with Section 11759) to Part 1 of Division 10.5 of the Health and Safety Code, and to amend Section 1464 of the Penal Code, relating to alcoholic beverages, 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 Cardenas moved 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.

ASSEMBLY BILL NO. 1293 (Bowen)—An act to add Chapter 4.5 (commencing with Section 8301) to Division 1 of Title 2 of the Government Code, relating to information systems.

Bill read third time.

Request for Use of Visual Aids

Assembly Member Bowen was granted unanimous consent to use visual aids on the Floor to assist in debate.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—50

Alquist	Ducheny	Kuykendall	Strom-Martin
Aroner	Escutia	Lempert	Sweeney
Ashburn	Figueroa	Leonard	Thomson
Baca	Firestone	Martinez	Torlakson
Baugh	Gallegos	Mazzoni	Villaraigosa
Bowen	Goldsmith	McClintock	Vincent
Brown	Granlund	Migden	Washington
Caldera	Havice	Napolitano	Wayne
Campbell	Hertzberg	Ortiz	Wildman
Cardenas	Honda	Papan	Wright
Cardoza	Keeley	Perata	Mr. Speaker
Cunneen	Knox	Scott	
Davis	Kuehl	Shelley	

NOES—26

Ackerman	Brewer	Miller	Prenter
Aguiar	Floyd	Morrissey	Pringle
Alby	Frusetta	Morrow	Takasugi
Baldwin	House	Olberg	Thompson
Battin	Kaloogian	Oller	Woods
Bordonaro	Leach	Pacheco	
Bowler	Margett	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1484 (Hertzberg)—An act to add and repeal Section 56302 of the Government Code, relating to local government reorganization, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—61

Alby	Ducheny	Machado	Scott
Alquist	Escutia	Margett	Shelley
Aroner	Figueroa	Martinez	Strom-Martin
Ashburn	Firestone	Mazzoni	Sweeney
Baca	Floyd	McClintock	Thomson
Baldwin	Gallegos	Migden	Torlakson
Battin	Granlund	Morrissey	Villaraigosa
Baugh	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Bowler	Honda	Ortiz	Wayne
Brown	House	Pacheco	Wildman
Caldera	Keeley	Papan	Wright
Cardenas	Kuehl	Perata	Mr. Speaker
Cardoza	Kuykendall	Pringle	
Cunneen	Lempert	Richter	
Davis	Leonard	Runner	

NOES—17

Ackerman	Goldsmith	Olberg	Thompson
Aguiar	Kaloogian	Oller	Woods
Bordonaro	Leach	Poochigian	
Brewer	Miller	Prenter	
Campbell	Morrow	Takasugi	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1544 (Committee on Human Services)—An act to amend Sections 8614, 8700, and 8715 of, and to add Sections 8714.5 and 8714.7 to, the Family Code, and to amend Sections 358.1, 361, 361.3, 361.5, 366.21, 366.23, 366.26, and 16501.1 of, and to add Sections 316.2 and 11450.27 to, the Welfare and Institutions Code, relating to minors, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Aroner.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

Ackerman	Davis	Leonard	Runner
Aguiar	Ducheny	Machado	Scott
Alby	Escutia	Margett	Shelley
Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Firestone	Mazzoni	Sweeney
Ashburn	Floyd	McClintock	Takasugi
Baca	Gallegos	Migden	Thompson
Baldwin	Goldsmith	Miller	Thomson
Battin	Granlund	Morrissey	Torlakson
Baugh	Havice	Murray	Villaraigosa
Bordonaro	Hertzberg	Napolitano	Vincent
Bowen	Honda	Olberg	Washington
Bowler	House	Oller	Wayne
Brewer	Kaloogian	Ortiz	Wildman
Brown	Keeley	Pacheco	Woods
Caldera	Knox	Papan	Wright
Campbell	Kuehl	Perata	Mr. Speaker
Cardenas	Kuykendall	Poochigian	
Cardoza	Leach	Prenter	
Cunneen	Lempert	Richter	

NOES—2

Morrow	Pringle

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1544: Assembly Member Battin, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 152 (Morrow)—An act to amend Sections 679.02 and 3043.2 of, and to add Sections 1191.16 and 3043.25 to, the Penal Code, relating to victim's rights.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Martinez	Shelley
Aroner	Floyd	Mazzoni	Strom-Martin
Ashburn	Frusetta	McClintock	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Vincent
Bowen	Honda	Olberg	Washington
Bowler	House	Oller	Wayne
Brewer	Kaloogian	Ortiz	Wildman
Brown	Keeley	Pacheco	Woods
Caldera	Knox	Papan	Wright
Campbell	Kuehl	Perata	Mr. Speaker
Cardenas	Kuykendall	Poochigian	
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 371 (Figueroa)—An act to add and repeal Chapter 10 (commencing with Section 13890) of Title 6 of Part 4 of the Penal Code, relating to sex offenders.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Martinez	Strom-Martin
Ashburn	Floyd	Mazzoni	Sweeney
Baca	Frusetta	McClintock	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Olberg	Washington
Brewer	House	Oller	Wayne
Brown	Kaloogian	Ortiz	Wildman
Caldera	Keeley	Pacheco	Woods
Campbell	Knox	Papan	Wright
Cardenas	Kuehl	Perata	Mr. Speaker
Cardoza	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—None

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 371: Assembly Members Oller and Bordonaro, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 614 (Margett)—An act to add Section 3054 to the Penal Code, relating to sex offenders.

Bill read third time, and passed by the following vote:

AYES—73

Ackerman	Davis	Lempert	Runner
Aguiar	Ducheny	Machado	Scott
Alby	Escutia	Margett	Shelley
Alquist	Figueroa	Mazzoni	Strom-Martin
Ashburn	Firestone	McClintock	Sweeney
Baca	Floyd	Miller	Takasugi
Baldwin	Frusetta	Morrissey	Thompson
Battin	Gallegos	Morrow	Thomson
Baugh	Goldsmith	Murray	Torlakson
Bordonaro	Granlund	Napolitano	Vincent
Bowen	Havice	Olberg	Washington
Bowler	Hertzberg	Oller	Wayne
Brewer	Honda	Pacheco	Wildman
Brown	House	Papan	Woods
Caldera	Kaloogian	Perata	Wright
Campbell	Keeley	Poochigian	Mr. Speaker
Cardenas	Knox	Prenter	
Cardoza	Kuykendall	Pringle	
Cunneen	Leach	Richter	

NOES—4

Aroner	Martinez	Migden	Villaraigosa

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 614: Assembly Members Alby and Caldera, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 686 (Baugh)—An act to amend Section 24216 of, and to add Section 22112.6 to, the Education Code, relating to school employees.

Bill read third time, and passed by the following vote:

AYES—79

Ackerman	Ducheny	Leonard	Pringle
Aguiar	Escutia	Machado	Richter
Alby	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker
Davis	Lempert	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 995 (Pacheco)—An act to add Section 4501.1 to the Penal Code, relating to assault.

Bill read third time, and passed by the following vote:

AYES—76

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Ashburn	Firestone	Martinez	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	McClintock	Sweeney
Battin	Gallegos	Miller	Takasugi
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Thomson
Bowen	Havice	Murray	Torlakson
Bowler	Hertzberg	Napolitano	Villaraigosa
Brewer	Honda	Olberg	Vincent
Brown	House	Oller	Washington
Caldera	Kaloogian	Pacheco	Wayne
Campbell	Keeley	Papan	Wildman
Cardenas	Knox	Perata	Woods
Cardoza	Kuykendall	Poochigian	Wright
Cunneen	Leach	Prenter	Mr. Speaker

NOES—1

Migden

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 995: Assembly Member Knox, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1264 (Poochigian)—An act relating to correctional facilities, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—74

Ackerman	Davis	Machado	Richter
Aguiar	Escutia	Margett	Runner
Alby	Figueroa	Martinez	Scott
Alquist	Firestone	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Miller	Sweeney
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	Havice	Murray	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—3

Aroner	Migden	Villaraigosa

Bill ordered transmitted to the Senate.

At 7:06 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

ASSEMBLY BILL NO. 1345 (Alquist)—An act to add Chapter 3 (commencing with Section 10065) to Part 1 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—64

Aguiar	Figueroa	Machado	Richter
Alby	Firestone	Margett	Scott
Alquist	Floyd	Martinez	Shelley
Aroner	Frusetta	Mazzoni	Strom-Martin
Ashburn	Gallegos	Migden	Sweeney
Baca	Granlund	Miller	Takasugi
Battin	Havice	Morrissey	Thomson
Bowen	Hertzberg	Morrow	Torlakson
Brown	Honda	Murray	Villaraigosa
Caldera	House	Napolitano	Vincent
Campbell	Keeley	Olberg	Washington
Cardenas	Knox	Ortiz	Wayne
Cunneen	Kuehl	Papan	Wildman
Davis	Kuykendall	Perata	Woods
Ducheny	Leach	Poochigian	Wright
Escutia	Lempert	Prenter	Mr. Speaker

NOES—11

Ackerman	Bowler	Kaloogian	Oller
Baugh	Brewer	Leonard	Thompson
Bordonaro	Goldsmith	McClintock	

Bill ordered transmitted to the Senate.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 11 (Bowen)—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, and by adding Section 8.5 to, Article II thereof, and by amending Section 4 of Article XVIII thereof, relating to initiatives.

Resolution 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, 7:23 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1359 (Bowen)—An act to amend Section 9086 of, to add Sections 9008.5, 9036, and 13115.5 to, and to repeal Section 9034 of, the Elections Code, and to amend Section 88002 of the Government Code, relating to initiatives.

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, 7:32 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Migden:

Resolved, That Joint Rule 61(a)(5) and (a)(7) be suspended to permit the Committee on Appropriations to meet, consider, and report Assembly Bill No. 1457 for further action and to permit the bill to be considered for passage.

By Assembly Member Papan:

Resolved, That Joint Rule 61(a)(7) be suspended to permit Assembly Bill No. No. 1609 to be considered for passage.

Resolutions read, and adopted by the following vote:

AYES—78

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Floyd	McClintock	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Olberg	Washington
Brewer	House	Oller	Wayne
Brown	Kaloogian	Ortiz	Wildman
Caldera	Keeley	Papan	Woods
Campbell	Knox	Perata	Wright
Cardenas	Kuehl	Poochigian	Mr. Speaker
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—None

REQUEST TO CONSIDER AND ACT ON BILLS WITHIN 30 CALENDAR DAYS

The following request was submitted:

Assembly Chamber, June 4, 1997

Mr. Speaker: I request permission to introduce a resolution providing that Assembly Bill No. 1611 may be considered and acted upon within 30 days after introduction and prior to being in print for 30 days.

DEBORAH ORTIZ

Recommendation of Rules Committee

June 5, 1997

Mr. Speaker: Your Committee on Rules recommends:

That the request by Assembly Member Deborah Ortiz for permission to introduce a resolution dispensing with the limitation contained in Article IV, Section 8(a), of the Constitution and suspending Joint Rule 55 as they pertain to Assembly Bill No. 1611 be granted.

DON PERATA, Chair

Resolution to Dispense with Article IV, Sec. 8(a) of the Constitution and Suspend Joint Rule 55

Resolved, That, pursuant to Article IV, Section 8(a) of the Constitution, Assembly Bill No. 1611 may be heard in committee and acted upon by the Assembly before 30 calendar days have elapsed since introduction and that Joint Rule 55 be suspended to permit such hearing and action prior to being in print for 30 days.

Resolution read, and adopted by the following vote:

AYES—78

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Floyd	McClintock	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Olberg	Washington
Brewer	House	Oller	Wayne
Brown	Kaloogian	Ortiz	Wildman
Caldera	Keeley	Papan	Woods
Campbell	Knox	Perata	Wright
Cardenas	Kuehl	Poochigian	Mr. Speaker
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—None

Article IV, Section 8(a) of the Constitution was declared dispensed with, and Joint Rule 55 suspended.

REQUEST TO CONSIDER AND ACT ON BILLS WITHIN 30 CALENDAR DAYS

The following request was submitted:

Assembly Chamber, June 3, 1997

Mr. Speaker: I request permission to introduce a resolution providing that Assembly Bill No. 1615 may be considered and acted upon within 30 days after introduction and prior to being in print for 30 days.

LOUIS J. PAPAN

Recommendation of Rules Committee

June 5, 1997

Mr. Speaker: Your Committee on Rules recommends:

That the request by Assembly Member Louis Papan for permission to introduce a resolution dispensing with the limitation contained in Article IV, Section 8(a), of the Constitution and suspending Joint Rule 55 as they pertain to Assembly Bill No. 1615 be granted.

DON PERATA, Chair

Resolution to Dispense with Article IV, Sec. 8(a) of the Constitution and Suspend Joint Rule 55

Resolved, That, pursuant to Article IV, Section 8(a) of the Constitution, Assembly Bill No. 1615 may be heard in committee and acted upon by the Assembly before 30 calendar days have elapsed since introduction and that Joint Rule 55 be suspended to permit such hearing and action prior to being in print for 30 days.

Resolution read, and adopted by the following vote:

AYES—78

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Floyd	McClintock	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Olberg	Washington
Brewer	House	Oller	Wayne
Brown	Kaloogian	Ortiz	Wildman
Caldera	Keeley	Papan	Woods
Campbell	Knox	Perata	Wright
Cardenas	Kuehl	Poochigian	Mr. Speaker
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—None

Article IV, Section 8(a) of the Constitution was declared dispensed with, and Joint Rule 55 suspended.

JOINT RULE 62(a) WAIVED

Assembly Member Murray was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1611 for hearing in the Committee on Transportation.

ADJOURN IN MEMORY

Assembly Member Knox was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sergeant Bob Hermann of the Los Angeles Sheriffs Department.

ASSEMBLY NO. 532 RECONSIDERED IMMEDIATELY

Assembly Member Knox was granted unanimous consent that the vote be immediately reconsidered whereby Assembly Bill No. 532 was this day refused passage and that the bill be placed upon the inactive file.

ACTION RESCINDED ON ASSEMBLY BILL NO. 398

Assembly Member Floyd was granted unanimous consent to rescind the action whereby the Assembly, on May 27, 1997 (Assembly Journal, page 1997), refused passage of Assembly Bill No. 398, and that the bill be placed upon the inactive file.

CALL OF THE ASSEMBLY DISPENSED WITH ON OLBERG MOTION TO WITHDRAW ASSEMBLY BILL NO. 1461 FROM COMMITTEE

At 7:35 p.m., on motion of Assembly Member Olberg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Olberg motion to withdraw Assembly Bill No. 1461 from the Committee on Appropriations lost by the following vote:

AYES—35

Ackerman	Campbell	Leach	Pacheco
Aguiar	Cunneen	Leonard	Poochigian
Alby	Firestone	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Bordonaro	House	Morrow	Thompson
Bowler	Kaloogian	Olberg	Woods
Brewer	Kuykendall	Oller	

NOES—35

Aroner	Gallegos	Migden	Thomson
Baca	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Brown	Keeley	Ortiz	Vincent
Caldera	Knox	Papan	Washington
Cardenas	Kuehl	Perata	Wildman
Ducheny	Machado	Shelley	Wright
Escutia	Martinez	Strom-Martin	Mr. Speaker
Figueroa	Mazzoni	Sweeney	

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 the Olberg motion to withdraw Assembly Bill No. 1461 from committee.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 550

At 7:36 p.m., on motion of Assembly Member Migden, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 550 refused passage by the following vote:

AYES—43

Alquist	Floyd	Martinez	Strom-Martin
Aroner	Gallegos	Mazzoni	Sweeney
Baca	Granlund	Migden	Thomson
Brown	Havice	Murray	Torlakson
Caldera	Hertzberg	Napolitano	Villaraigosa
Cardoza	Honda	Ortiz	Vincent
Cunneen	Keeley	Pacheco	Washington
Ducheny	Knox	Papan	Wildman
Escutia	Kuehl	Perata	Wright
Figueroa	Lempert	Scott	Mr. Speaker
Firestone	Machado	Shelley	

NOES—25

Ackerman	Brewer	Miller	Richter
Aguiar	Campbell	Morrissey	Runner
Baldwin	House	Morrow	Thompson
Battin	Kaloogian	Olberg	Woods
Baugh	Leach	Oller	
Bordonaro	Leonard	Poochigian	
Bowler	McClintock	Pringle	

Motion to Reconsider Assembly Bill No. 550 on Next Legislative Day

Assembly Member Migden moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 550 was this day refused passage.

Assembly Bill No. 550 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON VILLARAIGOSA MOTION TO TABLE OLLER AMENDMENTS TO ASSEMBLY BILL NO. 23

At 7:40 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 Villaraigosa motion to table Oller amendments to Assembly Bill No. 23 carried by the following vote:

AYES—40

Alquist	Floyd	Martinez	Sweeney
Aroner	Gallegos	Mazzoni	Thomson
Bowen	Havice	Migden	Torlakson
Brown	Hertzberg	Murray	Villaraigosa
Caldera	Honda	Napolitano	Vincent
Cardenas	Keeley	Ortiz	Washington
Cardoza	Knox	Perata	Wayne
Davis	Kuehl	Scott	Wildman
Escutia	Lempert	Shelley	Wright
Figueroa	Machado	Strom-Martin	Mr. Speaker

NOES—38

Ackerman	Campbell	Leonard	Poochigian
Aguiar	Cunneen	Margett	Prenter
Alby	Firestone	McClintock	Pringle
Ashburn	Frusetta	Miller	Richter
Baldwin	Goldsmith	Morrissey	Runner
Battin	Granlund	Morrow	Takasugi
Baugh	House	Olberg	Thompson
Bordonaro	Kaloogian	Oller	Woods
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Papan	

Further Consideration of Assembly Bill No. 23

ASSEMBLY BILL NO. 23 (Perata)—An act to amend Sections 245, 12022, 12022.5, 12275.5, 12280, 12285, and 12286 of, to add Chapter 2.7 (commencing with Section 12330) to Title 2 of Part 4 of, and to repeal and add Sections 12276 and 12276.5 of, the Penal Code, relating to firearms.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Perata 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.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 278

At 7:51 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.

Assembly Bill No. 278 passed by the following vote:

AYES—45

Alquist	Figueroa	Machado	Sweeney
Aroner	Floyd	Martinez	Thomson
Baca	Frusetta	Mazzoni	Torlakson
Bowen	Gallegos	Migden	Villaraigosa
Brown	Havice	Murray	Vincent
Caldera	Hertzberg	Napolitano	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Papan	Wildman
Cunneen	Knox	Perata	Mr. Speaker
Davis	Kuehl	Scott	
Ducheny	Kuykendall	Shelley	
Escutia	Lempert	Strom-Martin	

NOES—25

Ackerman	Brewer	Miller	Runner
Alby	Campbell	Morrow	Takasugi
Ashburn	Goldsmith	Olberg	Thompson
Baldwin	House	Oller	Woods
Baugh	Kaloogian	Poochigian	
Bordonaro	Leonard	Pringle	
Bowler	McClintock	Richter	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1194

At 7:51 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.

Assembly Bill No. 1194 passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—36

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Firestone	Margett	Pringle
Baldwin	Frusetta	McClintock	Richter
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrow	Takasugi
Bordonaro	House	Olberg	Thompson
Bowler	Kaloogian	Oller	Woods

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 8

At 7:51 p.m., on motion of Assembly Member Martinez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The 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, 7:51 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. 740

At 7:52 p.m., on motion of Assembly Member Washington, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Shelley moved to continue the call of the Assembly.

Motion carried. Time, 7:53 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. 1044

At 7:53 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.

Assembly Bill No. 1044 passed by the following vote:

AYES—47

Alquist	Escutia	Mazzoni	Takasugi
Aroner	Figueroa	Migden	Thomson
Baca	Frusetta	Murray	Torlakson
Bowen	Gallegos	Napolitano	Villaraigosa
Brown	Havice	Ortiz	Vincent
Caldera	Hertzberg	Papan	Washington
Campbell	Honda	Perata	Wayne
Cardenas	Keeley	Richter	Wildman
Cardoza	Knox	Scott	Woods
Cunneen	Kuehl	Shelley	Wright
Davis	Lempert	Strom-Martin	Mr. Speaker
Ducheny	Machado	Sweeney	

NOES—24

Ackerman	Bordonaro	Leach	Olberg
Aguiar	Bowler	Leonard	Oller
Alby	Brewer	Margett	Poochigian
Baldwin	Granlund	McClintock	Pringle
Battin	House	Miller	Runner
Baugh	Kaloogian	Morrow	Thompson

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1193

At 7:53 p.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Thompson moved to continue the call of the Assembly.

Motion carried. Time, 7:53 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. 84

At 7:54 p.m., on motion of Assembly Member Martinez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 84 passed by the following vote:

AYES—70

Ackerman	Davis	Kuykendall	Prenter
Aguiar	Ducheny	Leach	Pringle
Alby	Escutia	Lempert	Runner
Alquist	Figueroa	Leonard	Shelley
Aroner	Firestone	Machado	Strom-Martin
Ashburn	Floyd	Margett	Sweeney
Baca	Frusetta	Martinez	Takasugi
Baldwin	Gallegos	Mazzoni	Thomson
Battin	Goldsmith	Migden	Torlakson
Bordonaro	Granlund	Morrissey	Vincent
Bowen	Havice	Morrow	Washington
Bowler	Hertzberg	Napolitano	Wayne
Brewer	Honda	Olberg	Wildman
Caldera	House	Oller	Woods
Campbell	Kaloogian	Pacheco	Wright
Cardenas	Keeley	Papan	Mr. Speaker
Cardoza	Knox	Perata	
Cunneen	Kuehl	Poochigian	

NOES—4

Baugh	McClintock	Miller	Murray

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 904

At 7:55 p.m., on motion of Assembly Member Martinez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 904 passed by the following vote:

AYES—78

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Mr. Speaker
Cardoza	Kuykendall	Perata	
Cunneen	Leach	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 284

At 7:55 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 Baca moved to continue the call of the Assembly.

Motion carried. Time, 7:56 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. 695

At 7:56 p.m., in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Shelley moved to continue the call of the Assembly.

Motion carried. Time, 7:56 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. 991

At 7:57 p.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 991 passed by the following vote:

AYES—41

Alquist	Floyd	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Lempert	Shelley	
Escutia	Machado	Strom-Martin	
Figueroa	Martinez	Sweeney	

NOES—33

Ackerman	Bowler	Leonard	Pringle
Aguiar	Brewer	Margett	Richter
Alby	Campbell	McClintock	Runner
Ashburn	Firestone	Miller	Takasugi
Baca	Granlund	Morrissey	Thompson
Baldwin	House	Morrow	Woods
Battin	Kaloogian	Olberg	
Baugh	Kuykendall	Oller	
Bordonaro	Leach	Poochigian	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 991: Assembly Member Cunneen, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 931

At 7:57 p.m., on motion of Assembly Member Thomson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Shelley moved to continue the call of the Assembly.

Motion carried. Time, 7:58 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. 80

At 7:58 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 roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Shelley moved to continue the call of the Assembly.

Motion carried. Time, 7:58 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. 900

At 7:58 p.m., on motion of Assembly Member Cardenas, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Shelley moved to continue the call of the Assembly.

Motion carried. Time, 7:58 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 CONSTITUTIONAL AMENDMENT NO. 11

At 7:59 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 Constitutional Amendment No. 11 refused adoption by the following vote:

AYES—36

Alquist	Escutia	Martinez	Strom-Martin
Aroner	Figueroa	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Granlund	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Kuehl	Perata	Wright
Davis	Lempert	Shelley	Mr. Speaker

NOES—37

Ackerman	Campbell	Leonard	Pringle
Aguiar	Cunneen	Margett	Richter
Alby	Firestone	Miller	Scott
Ashburn	Frusetta	Morrissey	Takasugi
Baldwin	Goldsmith	Morrow	Thompson
Battin	Havice	Olberg	Wildman
Baugh	House	Oller	Woods
Bordonaro	Kaloogian	Pacheco	
Bowler	Knox	Poochigian	
Brewer	Leach	Prenter	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Constitutional Amendment No. 11: Assembly Member Havice, from "Aye" to "No".

Motion to Reconsider Assembly Constitutional Amendment No. 11 on Next Legislative Day

Assembly Member Bowen moved to reconsider on the next legislative day the vote whereby Assembly Constitutional Amendment No. 11 was this day refused adoption.

Assembly Constitutional Amendment No. 11 ordered to the unfinished business file.

OBJECTION TO VOTE ADDS

Assembly Member Escutia 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. 278.

CAUCUS ANNOUNCEMENTS

At 8:04 p.m., Assembly Member Shelley was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 8:05 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 8:55 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 304 (Scott)—An act to amend Sections 12025 and 12031 of the Penal Code, relating to firearms.

Bill read third time.

Parliamentary Inquiry

Assembly Member Pacheco arose to the following parliamentary inquiry:

Is Assembly Bill No. 304 before the Body, with proposed amendments?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the amendments to Assembly Bill No. 304 adopted on June 4, 1997 were rescinded.

Amendments Withdrawn

Without objection, Assembly Member Scott withdrew his amendments to Assembly Bill No. 304.

Amendments Withdrawn

Without objection, Assembly Member Oller withdrew his amendments to Assembly Bill No. 304.

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 Scott 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.

ASSEMBLY BILL NO. 409 (Machado)—An act to amend Section 2081 of the Fish and Game Code, relating to threatened and endangered species.

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, 9:15 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1027 (Caldera)—An act to amend Section 51283 of, and to add Section 15615.5 to, the Government Code, and to amend Sections 255, 273, 273.5, 275, 275.5, 276, 430.5, 441, 454, 468, 741, 742, 743, 748, 833, and 1603 of, to add Sections 401.2, 401.13, 726, 1609.2, and 1616 to, and to add Article 5 (commencing with Section 5190) to Chapter 5 of Part 9 of Division 1 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 Caldera moved a call of the Assembly.

Motion carried. Time, 9:29 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 822 (Aroner)—An act to amend Sections 11331.5, 11332.7, and 11333.7 of, and to add Section 11251.4 to, the Welfare and Institutions Code, relating to human services, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Aroner moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 39 (Mazzoni)—An act to amend Sections 2550, 2561, 2562, 2563, 2566, 14054, 42238, and 42238.42 of, to amend and repeal Section 2551 of, and to add Sections 2567 and 52335.11 to, the Education Code, relating to education finance, and making an appropriation therefor.

Bill read third time.

Motion to Amend by Assembly Member Baldwin

Assembly Member Baldwin moved the adoption of amendments.

Amendments read.

Motion to Table Baldwin Amendments to Assembly Bill No. 39

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Baldwin to Assembly Bill No. 39 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—38

Alquist	Floyd	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Baca	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Cardoza	Keeley	Papan	Wildman
Davis	Kuehl	Perata	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Leonard	Strom-Martin	
Figueroa	Martinez	Sweeney	

NOES—36

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Caldera	Leach	Poochigian
Alby	Campbell	Margett	Prenter
Ashburn	Cunneen	McClintock	Pringle
Baldwin	Firestone	Miller	Richter
Battin	Frusetta	Morrissey	Runner
Baugh	Goldsmith	Morrow	Takasugi
Bordonaro	House	Olberg	Thompson
Bowler	Kaloogian	Oller	Woods

Objection to Vote Adds

Assembly Member Thompson withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Villaraigosa motion to table Baldwin amendments to Assembly Bill No. 39.

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, 9:40 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 52 (Washington)—An act relating to the Compton Unified School District, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Washington moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

At 9:44 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

Further Consideration of Assembly Bill No. 52, as Amended by Unanimous Consent

Assembly Member Washington was granted unanimous consent to take up Assembly Bill No. 52, as amended, without reference to file, and that the same be considered engrossed.

ASSEMBLY BILL NO. 52 (Washington)—An act relating to the Compton Unified School District.

Bill read third time, and passed by the following vote:

AYES—73

Ackerman	Davis	Machado	Scott
Aguiar	Ducheny	Margett	Shelley
Alby	Escutia	Mazzoni	Strom-Martin
Alquist	Figueroa	Migden	Sweeney
Aroner	Firestone	Miller	Takasugi
Ashburn	Floyd	Morrissey	Thompson
Baca	Goldsmith	Morrow	Thomson
Baldwin	Granlund	Napolitano	Torlakson
Battin	Havice	Olberg	Villaraigosa
Baugh	Hertzberg	Oller	Vincent
Bordonaro	Honda	Ortiz	Washington
Bowen	House	Pacheco	Wayne
Bowler	Kaloogian	Papan	Wildman
Brewer	Keeley	Perata	Woods
Brown	Knox	Poochigian	Wright
Campbell	Kuykendall	Prenter	Mr. Speaker
Cardenas	Leach	Pringle	
Cardoza	Lempert	Richter	
Cunneen	Leonard	Runner	

NOES—3

Kuehl	McClintock	Murray

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 52: Assembly Member Havice, from "No" to "Aye".

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 435, on request of Assembly Member Ducheny.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1419 (Campbell)—An act relating to taxation.

Bill read third time.

Motion to Amend

Assembly Member Campbell moved the adoption of amendments.

Amendments read.

Motion to Table Campbell Amendments to Assembly Bill No. 1419

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Campbell to Assembly Bill No. 1419 be laid upon the table.

Assembly Member Escutia seconded the motion.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Villaraigosa moved a call of the Assembly.

Motion carried. Time, 9:55 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 51 (Murray)—An act to amend Sections 422.75 and 451.5 of the Penal Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Davis	Machado	Runner
Aguiar	Ducheny	Margett	Scott
Alby	Escutia	Martinez	Shelley
Alquist	Figueroa	Mazzoni	Strom-Martin
Aroner	Firestone	McClintock	Sweeney
Ashburn	Frusetta	Miller	Takasugi
Baca	Gallegos	Morrissey	Thompson
Baldwin	Goldsmith	Morrow	Thomson
Battin	Granlund	Murray	Torlakson
Baugh	Havice	Napolitano	Villaraigosa
Bordonaro	Hertzberg	Olberg	Vincent
Bowen	Honda	Oller	Washington
Bowler	House	Ortiz	Wayne
Brewer	Kaloogian	Pacheco	Wildman
Brown	Keeley	Papan	Woods
Caldera	Knox	Perata	Wright
Campbell	Kuehl	Poochigian	Mr. Speaker
Cardenas	Kuykendall	Prenter	
Cardoza	Leach	Pringle	
Cunneen	Lempert	Richter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 570 (Battin)—An act to amend Section 2932 of the Penal Code, relating to prisoners.

Bill read third time, and passed by the following vote:

AYES—70

Ackerman	Cunneen	Leach	Poochigian
Aguiar	Ducheny	Lempert	Prenter
Alby	Escutia	Leonard	Pringle
Alquist	Figueroa	Machado	Richter
Ashburn	Firestone	Margett	Runner
Baca	Floyd	Martinez	Scott
Baldwin	Frusetta	McClintock	Sweeney
Battin	Gallegos	Miller	Takasugi
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Vincent
Bowler	Hertzberg	Napolitano	Wayne
Brewer	House	Olberg	Wildman
Brown	Kaloogian	Oller	Woods
Caldera	Keeley	Ortiz	Wright
Campbell	Knox	Pacheco	Mr. Speaker
Cardenas	Kuehl	Papan	
Cardoza	Kuykendall	Perata	

NOES—4

Aroner	Mazzoni	Migden	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1100 (Thomson)—An act to add Section 1374.72 to the Health and Safety Code, and to add Section 10144.5 to the Insurance Code, relating to health care coverage.

Bill read third time, and passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—31

Ackerman	Bowler	Leonard	Pacheco
Aguiar	Campbell	Margett	Poochigian
Alby	Firestone	McClintock	Pringle
Ashburn	Goldsmith	Miller	Richter
Baldwin	House	Morrissey	Runner
Battin	Kaloogian	Morrow	Thompson
Baugh	Kuykendall	Olberg	Woods
Bordonaro	Leach	Oller	

Bill ordered transmitted to the Senate.

Objection Withdrawn

Assembly Member Battin withdrew his objection to any requests for vote adds or vote changes on the roll call vote taken on this day on the motions to withdraw Assembly Bills Nos. 512, 104, 454, 164, 429, 230, 914, 166, 372, 642, 383, 1031, 336, 147, 1108, 203, 1370, 484, 1461, 1510, 1351, and 357 from committee.

Objection to Vote Adds

Assembly Member Thompson withheld unanimous consent on any further requests for vote adds or vote changes on the roll call vote taken on this day on the motions to withdraw Assembly Bills Nos. 512, 104, 454, 164, 429, 230, 914, 166, 372, 642, 383, 1031, 336,147, 1108, 203, 1370, 484, 1461, 1510, 1351, and 357 from committee.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 247 (Scott)—An act to amend Section 53071 of the Government Code, relating to firearms.

Bill read third time.

Motion to Amend by Assembly Member Runner

Assembly Member Runner moved the adoption of amendments.

Amendments read.

Motion to Table Runner Amendments to Assembly Bill No. 247

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Runner to Assembly Bill No. 247 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—38

Alquist	Escutia	Martinez	Sweeney
Aroner	Figueroa	Mazzoni	Torlakson
Baca	Gallegos	Migden	Villaraigosa
Bowen	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Caldera	Keeley	Ortiz	Wildman
Cardenas	Knox	Perata	Wright
Cardoza	Kuehl	Scott	Mr. Speaker
Davis	Lempert	Shelley	
Ducheny	Machado	Strom-Martin	

NOES—36

Ackerman	Brewer	Leach	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Cunneen	Margett	Prenter
Ashburn	Firestone	McClintock	Pringle
Baldwin	Frusetta	Miller	Richter
Battin	Goldsmith	Morrissey	Runner
Baugh	House	Morrow	Takasugi
Bordonaro	Kaloogian	Olberg	Thompson
Bowler	Kuykendall	Oller	Woods

Objection to Vote Adds

Assembly Member Pacheco withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Villaraigosa motion to table Runner amendments to Assembly Bill No. 247.

Assembly Bill No. 247 Placed on Inactive File

The following bill was placed upon the inactive file:

Assembly Bill No. 247, on request of Assembly Member Scott.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1346 (Olberg)—An act to amend Sections 41862 and 41863 of, and to add Section 41864 to, the Education Code, relating to education.

Bill read third time.

Motion to Amend

Assembly Member Olberg moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Assembly Bill No. 1346, as Amended by Unanimous Consent

Assembly Member Olberg was granted unanimous consent to take up Assembly Bill No. 1346, as amended, without reference to file, and that the same be considered engrossed.

ASSEMBLY BILL NO. 1346 (Olberg)—An act to amend Sections 41862 and 41863 of, and to add Section 41864 to, the Education Code, relating to education.

Bill read third time, and passed by the following vote:

AYES—75

Ackerman	Davis	Leach	Richter
Aguiar	Ducheny	Lempert	Runner
Alby	Escutia	Leonard	Scott
Alquist	Figueroa	Machado	Shelley
Aroner	Firestone	Margett	Strom-Martin
Ashburn	Floyd	Mazzoni	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Napolitano	Villaraigosa
Bowen	Hertzberg	Olberg	Vincent
Bowler	Honda	Oller	Washington
Brewer	House	Pacheco	Wayne
Brown	Kaloogian	Papan	Wildman
Caldera	Keeley	Perata	Woods
Cardenas	Knox	Poochigian	Wright
Cardoza	Kuehl	Prenter	Mr. Speaker
Cunneen	Kuykendall	Pringle	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 909 (Runner)—An act to amend Sections 211, 454.2, 460.3, 460.7, 561, 588, and 730.3 of, to add Sections 225.5, 226.5, and 491.2 to, and to add Article 3 (commencing with Section 1051) to Chapter 5 of Part 1 of Division 1 of, the Public Utilities Code, and to amend Sections 12517.1, 12517.3, and 34505.1 of, and to add Sections 363, 2418, and 27906.6 to, the Vehicle Code, relating to carriers.

Bill read third time.

Motion to Amend

Assembly Member Runner moved the adoption of amendments.

Amendments read.

CAUCUS ANNOUNCEMENTS

At 10:17 p.m., Speaker pro Tempore Kuehl was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 10:17 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 10:54 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT

Speaker pro Tempore Kuehl was granted unanimous consent that all bills on today's Second Reading File be ordered to a Supplemental Third Reading File; and that the one-day waiting period Joint Rule 69(d) be waived for all bills that were amended on third reading on Wednesday, June 4, and that the bills be deemed eligible for passage on a Supplemental Third Reading File today.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 149 (Runner)—An act to amend Section 243 of the Penal Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—73

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Strom-Martin
Ashburn	Firestone	Mazzoni	Sweeney
Baca	Frusetta	McClintock	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Bowler	House	Olberg	Wayne
Brewer	Kaloogian	Oller	Wildman
Brown	Keeley	Pacheco	Woods
Caldera	Knox	Papan	Wright
Campbell	Kuehl	Perata	Mr. Speaker
Cardenas	Kuykendall	Poochigian	
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—3

Aroner	Floyd	Migden

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 531 (Knox)—An act relating to community policing, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—76

Ackerman	Ducheny	Leonard	Pringle
Aguiar	Escutia	Machado	Richter
Alby	Figueroa	Margett	Runner
Alquist	Floyd	Martinez	Scott
Aroner	Frusetta	Mazzoni	Shelley
Ashburn	Gallegos	McClintock	Strom-Martin
Baca	Goldsmith	Migden	Sweeney
Baldwin	Granlund	Miller	Takasugi
Battin	Havice	Morrissey	Thompson
Baugh	Hertzberg	Morrow	Thomson
Bordonaro	Honda	Murray	Torlakson
Bowen	House	Napolitano	Villaraigosa
Bowler	Kaloogian	Olberg	Vincent
Brown	Keeley	Oller	Washington
Campbell	Knox	Ortiz	Wayne
Cardenas	Kuehl	Pacheco	Wildman
Cardoza	Kuykendall	Perata	Woods
Cunneen	Leach	Poochigian	Wright
Davis	Lempert	Prenter	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 920 (Davis)—An act to add Chapter 10 (commencing with Section 13890) to Title 6 of Part 4 of the Penal Code, relating to crime laboratories, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Davis	Machado	Runner
Aguiar	Ducheny	Margett	Scott
Alby	Escutia	Martinez	Shelley
Alquist	Figueroa	Mazzoni	Strom-Martin
Aroner	Frusetta	Migden	Sweeney
Ashburn	Gallegos	Miller	Takasugi
Baca	Goldsmith	Morrissey	Thompson
Baldwin	Granlund	Morrow	Thomson
Battin	Havice	Murray	Torlakson
Baugh	Hertzberg	Napolitano	Villaraigosa
Bordonaro	Honda	Olberg	Vincent
Bowen	House	Oller	Washington
Bowler	Kaloogian	Ortiz	Wayne
Brewer	Keeley	Pacheco	Wildman
Brown	Knox	Papan	Woods
Caldera	Kuehl	Perata	Wright
Campbell	Kuykendall	Poochigian	Mr. Speaker
Cardenas	Leach	Prenter	
Cardoza	Lempert	Pringle	
Cunneen	Leonard	Richter	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 963 (Keeley)—An act to add Chapter 3.1 (commencing with Section 13825.1) to Title 6 of Part 4 of the Penal Code, relating to youth, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—68

Aguiar	Ducheny	Machado	Prenter
Alby	Escutia	Margett	Richter
Alquist	Figueroa	Martinez	Scott
Aroner	Frusetta	Mazzoni	Shelley
Baca	Gallegos	McClintock	Strom-Martin
Battin	Goldsmith	Migden	Sweeney
Baugh	Granlund	Miller	Takasugi
Bordonaro	Havice	Morrissey	Thomson
Bowen	Hertzberg	Morrow	Torlakson
Bowler	Honda	Murray	Villaraigosa
Brown	House	Napolitano	Vincent
Caldera	Keeley	Olberg	Washington
Campbell	Knox	Ortiz	Wayne
Cardenas	Kuehl	Pacheco	Wildman
Cardoza	Kuykendall	Papan	Woods
Cunneen	Leach	Perata	Wright
Davis	Lempert	Poochigian	Mr. Speaker

NOES—7

Ackerman	Floyd	Oller	Thompson
Firestone	Kaloogian	Pringle	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1332 (Murray)—An act to add Chapter 6 (commencing with Section 295) to Title 9 of Part 1 of, and to repeal Section 290.2 of, the Penal Code, relating to criminal identification.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 242 (Honda)—An act to amend Section 15301 of the Government Code, relating to homeless shelters, 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—64

Ackerman	Ducheny	Lempert	Runner
Aguiar	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Floyd	Martinez	Strom-Martin
Ashburn	Frusetta	Mazzoni	Sweeney
Baca	Gallegos	Migden	Takasugi
Baldwin	Goldsmith	Miller	Thomson
Battin	Havice	Morrissey	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Brewer	Honda	Napolitano	Vincent
Brown	House	Ortiz	Washington
Caldera	Kaloogian	Pacheco	Wayne
Cardenas	Keeley	Papan	Wildman
Cardoza	Knox	Perata	Woods
Cunneen	Kuehl	Prenter	Wright
Davis	Kuykendall	Richter	Mr. Speaker

NOES—13

Alby	Campbell	Morrow	Thompson
Baugh	Granlund	Oller	
Bordonaro	Leonard	Poochigian	
Bowler	McClintock	Pringle	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—64

Ackerman	Ducheny	Lempert	Runner
Aguiar	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Floyd	Martinez	Strom-Martin
Ashburn	Frusetta	Mazzoni	Sweeney
Baca	Gallegos	Migden	Takasugi
Baldwin	Goldsmith	Miller	Thomson
Battin	Havice	Morrissey	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Brewer	Honda	Napolitano	Vincent
Brown	House	Ortiz	Washington
Caldera	Kaloogian	Pacheco	Wayne
Cardenas	Keeley	Papan	Wildman
Cardoza	Knox	Perata	Woods
Cunneen	Kuehl	Prenter	Wright
Davis	Kuykendall	Richter	Mr. Speaker

NOES—13

Alby	Campbell	Morrow	Thompson
Baugh	Granlund	Oller	
Bordonaro	Leonard	Poochigian	
Bowler	McClintock	Pringle	

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Assembly Bill No. 242, and on passage of the bill: Assembly Member Battin, from "No" to "Aye".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 761 (McClintock)—An act to amend Sections 656.2 and 664 of the Welfare and Institutions Code, relating to youth.

Bill read third time, and passed by the following vote:

AYES—73

Ackerman	Davis	Machado	Richter
Aguiar	Figueroa	Margett	Runner
Alby	Firestone	Mazzoni	Scott
Alquist	Frusetta	McClintock	Shelley
Ashburn	Gallegos	Migden	Strom-Martin
Baca	Goldsmith	Miller	Sweeney
Baldwin	Granlund	Morrissey	Takasugi
Battin	Havice	Morrow	Thompson
Baugh	Hertzberg	Murray	Thomson
Bordonaro	Honda	Napolitano	Torlakson
Bowen	House	Olberg	Vincent
Bowler	Kaloogian	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Mr. Speaker
Cardenas	Leach	Poochigian	
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—2

Floyd	Martinez

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 786 (Machado)—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—60

Ackerman	Cardenas	Leach	Perata
Aguiar	Cardoza	Lempert	Poochigian
Alby	Cunneen	Machado	Prenter
Alquist	Davis	Margett	Richter
Ashburn	Firestone	Martinez	Runner
Baca	Frusetta	McClintock	Scott
Baldwin	Gallegos	Miller	Strom-Martin
Battin	Goldsmith	Morrissey	Sweeney
Baugh	Granlund	Morrow	Takasugi
Bordonaro	Havice	Murray	Thomson
Bowen	Hertzberg	Napolitano	Vincent
Bowler	House	Olberg	Wayne
Brown	Kaloogian	Oller	Wildman
Caldera	Keeley	Pacheco	Woods
Campbell	Kuykendall	Papan	Mr. Speaker

NOES—10

Aroner	Kuehl	Ortiz	Wright
Ducheny	Mazzoni	Villaraigosa	
Floyd	Migden	Washington	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1019 (Machado)—An act to add Section 17052.22 to the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor, to take effect immediately, tax levy.

Bill read third time.

Motion to Re-refer Assembly Bill No. 1019 to Committee

Assembly Member Aguiar moved that Assembly Bill No. 1019 be re-referred to the Committee on Revenue and Taxation.

Assembly Member Pringle seconded the motion.

Assembly Bill No. 1019 Passed Temporarily

By unanimous consent Assembly Bill No. 1019 was passed temporarily.

ASSEMBLY BILL NO. 793 (House)—An act to amend Section 667.5 of the Penal Code, relating to sex offenders.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Ducheny	Machado	Runner
Aguiar	Escutia	Margett	Scott
Alby	Figueroa	Martinez	Shelley
Alquist	Firestone	Mazzoni	Strom-Martin
Ashburn	Frusetta	McClintock	Sweeney
Baca	Gallegos	Migden	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Thomson
Baugh	Havice	Morrow	Torlakson
Bordonaro	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Pacheco	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	
Davis	Leonard	Richter	

NOES—None

Bill ordered transmitted to the Senate.

MOTION TO RE-REFER ASSEMBLY BILL NO. 1019 WITHDRAWN

Assembly Member Aguiar, with the consent of the second to the motion, withdrew his motion to re-refer Assembly Bill No. 1019 to the Committee on Revenue and Taxation.

Assembly Bill No. 1019 Re-Referred

Assembly Member Machado was granted unanimous consent that Assembly Bill No. 1019 be re-referred to the Committee on Revenue and Taxation.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1391 (Goldsmith)—An act to amend Section 11461 of the Welfare and Institutions Code, relating to human services.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Davis	Leonard	Richter
Aguiar	Escutia	Machado	Runner
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Martinez	Shelley
Aroner	Floyd	Mazzoni	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1538 (Havice)—An act to amend Section 190.2 of the Penal Code, relating to crimes.

Bill read third time, and passed by the following vote:

AYES—68

Ackerman	Cardoza	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Pringle
Alquist	Ducheny	Leonard	Richter
Ashburn	Escutia	Machado	Runner
Baca	Figueroa	Margett	Scott
Baldwin	Firestone	McClintock	Strom-Martin
Battin	Frusetta	Miller	Sweeney
Baugh	Gallegos	Morrissey	Takasugi
Bordonaro	Goldsmith	Morrow	Thompson
Bowen	Granlund	Murray	Thomson
Bowler	Havice	Napolitano	Torlakson
Brewer	Hertzberg	Olberg	Vincent
Brown	House	Oller	Wayne
Caldera	Kaloogian	Pacheco	Wildman
Campbell	Keeley	Papan	Woods
Cardenas	Knox	Perata	Mr. Speaker

NOES—9

Aroner	Migden	Villaraigosa
Floyd	Ortiz	Washington
Kuehl	Shelley	Wright

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1337 (Shelley)—An act to add Section 14087.326 to the Welfare and Institution Code, relating to health facilities.

Bill read third time, and passed by the following vote:

AYES—60

Ackerman	Ducheny	Machado	Scott
Aguiar	Escutia	Margett	Shelley
Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Firestone	Mazzoni	Sweeney
Ashburn	Floyd	Migden	Takasugi
Baca	Frusetta	Miller	Thomson
Baugh	Gallegos	Morrissey	Torlakson
Bordonaro	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	Keeley	Papan	Wayne
Campbell	Knox	Perata	Wildman
Cardenas	Kuehl	Poochigian	Woods
Cardoza	Kuykendall	Pringle	Wright
Davis	Lempert	Richter	Mr. Speaker

NOES—18

Alby	Cunneen	Leonard	Prenter
Baldwin	Goldsmith	McClintock	Runner
Battin	Granlund	Morrow	Thompson
Bowler	House	Olberg	
Brewer	Kaloogian	Oller	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1429 (Shelley)—An act to add Section 13181 to the Water Code, relating to water.

Bill read third time, and passed by the following vote:

AYES—47

Aguiar	Ducheny	Lempert	Strom-Martin
Alquist	Escutia	Machado	Sweeney
Aroner	Figueroa	Martinez	Thomson
Baca	Floyd	Mazzoni	Torlakson
Bowen	Frusetta	Migden	Villaraigosa
Brewer	Gallegos	Murray	Vincent
Brown	Havice	Napolitano	Washington
Caldera	Hertzberg	Ortiz	Wayne
Cardenas	Honda	Papan	Wildman
Cardoza	Keeley	Perata	Wright
Cunneen	Knox	Scott	Mr. Speaker
Davis	Kuehl	Shelley	

NOES—30

Ackerman	Campbell	McClintock	Prenter
Alby	Goldsmith	Miller	Pringle
Ashburn	Granlund	Morrissey	Runner
Baldwin	House	Morrow	Takasugi
Battin	Kaloogian	Olberg	Thompson
Baugh	Leach	Oller	Woods
Bordonaro	Leonard	Pacheco	
Bowler	Margett	Poochigian	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 409

At 11:54 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.

Record Expunged and Action Rescinded on Assembly Bill No. 409

Unanimous consent was granted that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Assembly Bill No. 409.

(NOTE: The above measure was inadvertently taken up for consideration earlier this day prior to suspension of Joint Rule 69(d) by unanimous consent.)

ONE HUNDRED EIGHTY-SEVENTH CALENDAR DAY AT SACRAMENTO, CALIFORNIA

Assembly Chamber
June 6, 1997

At 12 midnight.

Speaker pro Tempore Sheila James Kuehl, presiding.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 409

ASSEMBLY BILL NO. 409 (Machado)—An act to amend Section 2081 of the Fish and Game Code, relating to threatened and endangered species.

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, 12:06 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 ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1291 (Strom-Martin)—An act to amend Sections 17053.66, 23221, 23666, and 24343 of, and to add Sections 17271.5 and 24443.5 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Point of Order

Assembly Member Goldsmith arose to the following point of order:

What is the Chair's ruling as to whether the vote required for passage of Assembly Bill No. 1291 is ⅔ or majority vote?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the bill is keyed 41 votes by Legislative Counsel and the ⅔ vote requirement indicated in the Daily File is a clerical error; however, the Chair would rule subsequent to conferring with Legislative Counsel.

Assembly Bill No. 1291 Passed Temporarily

By unanimous consent Assembly Bill No. 1291 was passed temporarily.

At 12:14 a.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 83 (Villaraigosa)—An act to amend Section 17041 of, and to add Sections 17053.33 and 17053.34 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Parliamentary Inquiry

Assembly Member Goldsmith arose to the following parliamentary inquiry:

What is the Chair's ruling as to whether the vote required for passage of Assembly Bill No. 83 is ⅔ or majority vote?

Reply by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore replied that the Speaker pro Tempore is in consultation with the Legislative Counsel on this matter.

Parliamentary Inquiry

Assembly Member Murray arose to the following parliamentary inquiry:

If the Legislative Counsel is the authority to key the vote requirement of a bill, is the Chair's ruling on a vote requirement, as printed on the bill, subject to appeal?

Reply by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore replied that the Legislative Counsel advises the House and if a point of order is raised by a Member, and ruled upon by the Chair, a Member may move to appeal from the decision of the Chair.

Motion to Adjourn

At 12:20 a.m., Assembly Member Floyd moved that the Assembly do now adjourn.

Motion Ruled Out of Order

The Assistant Speaker pro Tempore ruled the motion to adjourn out of order as the House may not adjourn while a Call of the Assembly is pending.

Assembly Bill No. 83 Passed Temporarily

By unanimous consent Assembly Bill No. 83 was passed temporarily.

At 12:20 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1291

ASSEMBLY BILL NO. 1291 (Strom-Martin)—An act to amend Sections 17053.66, 23221, 23666, and 24343 of, and to add Sections 17271.5 and 24443.5 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Ruling by Speaker pro Tempore Kuehl on Goldsmith Point of Order

The Speaker pro Tempore ruled that by custom and usage of the House, bills are keyed ⅔'s vote requirement if revenue to the General Fund would be raised. Assembly Bill No. 1291, however, has no net overall increase in revenue to the General Fund and is revenue-neutral. Therefore, it is appropriately keyed by Legislative Counsel as a 41 vote measure.

Motion to Appeal from the Decision of the Chair

Assembly Member Goldsmith moved to appeal from the decision of the Chair that Assembly Bill No. 1291 requires 41 votes for passage.

Assembly Member Campbell seconded the motion.

The question being: Shall the decision of the Chair that Assembly Bill No. 1291 is a 41 vote bill be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

NOES—42

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wright
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Lempert	Shelley	
Escutia	Machado	Strom-Martin	

Parliamentary Inquiry

Assembly Member Leonard arose to the following parliamentary inquiry:

Has Assembly Bill No. 1291 been heard by the Committee on Appropriations in the form that is before the Body?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that Assembly Bill No. 1291 was reported from the Committee on Appropriations on May 29, 1997 and the Chair of the committee has not requested re-referral.

Motion to Re-refer Assembly Bill No. 1291 to Committee

Assembly Member Leonard moved that Assembly Bill No. 1291 be re-referred to the Committee on Appropriations.

Assembly Member House seconded the motion.

Motion lost by the following vote:

AYES—35

Ackerman	Brewer	Leach	Poochigian
Aguiar	Campbell	Leonard	Prenter
Alby	Cunneen	Margett	Pringle
Ashburn	Firestone	McClintock	Richter
Baldwin	Frusetta	Miller	Runner
Battin	Goldsmith	Morrissey	Takasugi
Baugh	Granlund	Morrow	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kuykendall	Pacheco	

NOES—42

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Floyd	Migden	Torlakson
Baca	Gallegos	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	Keeley	Papan	Wayne
Cardenas	Knox	Perata	Wildman
Cardoza	Kuehl	Scott	Wright
Davis	Lempert	Shelley	Mr. Speaker
Ducheny	Machado	Strom-Martin	
Escutia	Martinez	Sweeney	

Objection to Vote Adds

Assembly Member Granlund withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Goldsmith motion to appeal from the decision of the Chair and on the Leonard motion to re-refer Assembly Bill No. 1291 to committee.

Further Consideration of Assembly Bill No. 1291

The question being on passage of the bill.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Strom-Martin moved a call of the Assembly.

Motion carried. Time, 12:39 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

FURTHER CONSIDERATION 0F ASSEMBLY BILL NO. 83

ASSEMBLY BILL NO. 83 (Villaraigosa)—An act to amend Section 17041 of, and to add Sections 17053.33 and 17053.34 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Point of Information

Assembly Member Leonard arose to the following point of information:

That objections raised on the previous measure (Assembly Bill No. 1291), are also in order on Assembly Bill No. 83, but will not be renewed.

Point of Order

Assembly Member Granlund arose to the following point of order:

What is the Chair's ruling as to whether the vote required for passage of Assembly Bill No. 83 is ⅔ or majority vote?

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled that Assembly Bill No. 83 requires 41 votes for passage.

Motion to Appeal from the Decision of the Chair

Assembly Member Granlund moved to appeal from the decision of the Chair that Assembly Bill No. 83 requires 41 votes for passage.

Assembly Member Prenter seconded the motion.

Motion Withdrawn

Assembly Member Granlund, with the consent of the second to the motion, withdrew his motion to appeal from the decision of the Chair.

Further Consideration of Assembly Bill No. 83

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—42

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Floyd	Migden	Torlakson
Baca	Gallegos	Murray	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Brown	Hertzberg	Ortiz	Washington
Caldera	Honda	Papan	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Martinez	Sweeney	

NOES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

Bill ordered transmitted to the Senate.

Objection to Vote Adds

Assembly Member Villaraigosa withheld unanimous consent on any further requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Bills Nos. 783, 991, 23, 1538, and 428.

Assembly Members Villaraigosa and 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. 83.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1190 (Torlakson)—An act to add Section 101087 to the Health and Safety Code, relating to environmental protection.

Bill read third time, and passed by the following vote:

AYES—42

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Floyd	Migden	Torlakson
Baca	Gallegos	Murray	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Brown	Hertzberg	Ortiz	Washington
Caldera	Honda	Papan	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Martinez	Sweeney	

NOES—34

Ackerman	Brewer	Margett	Prenter
Aguiar	Campbell	McClintock	Pringle
Alby	Firestone	Miller	Richter
Ashburn	Frusetta	Morrissey	Runner
Baldwin	Goldsmith	Morrow	Takasugi
Battin	House	Olberg	Thompson
Baugh	Kaloogian	Oller	Woods
Bordonaro	Kuykendall	Pacheco	
Bowler	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

Objection to Vote Adds

Assembly Member Miller 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. 1190.

ASSEMBLY BILL NO. 705 (Strom-Martin)—An act to amend Sections 12157, 12205, and 12305 of, and to add and repeal Article 2.1 (commencing with Section 12170) of Chapter 4 of Part 2 of Division 2 of, the Public Contract Code, to add Section 40196.3 to, and to add Chapter 18.5 (commencing with Section 42920) to Part 3 of Division 30 of, the Public Resources Code, relating to recycling.

Bill read third time, and passed by the following vote:

AYES—60

Aguiar	Ducheny	Kuykendall	Runner
Alquist	Escutia	Lempert	Scott
Aroner	Figueroa	Machado	Shelley
Ashburn	Firestone	Margett	Strom-Martin
Baca	Floyd	Martinez	Sweeney
Battin	Frusetta	Mazzoni	Thomson
Bordonaro	Gallegos	Migden	Torlakson
Bowen	Goldsmith	Morrissey	Villaraigosa
Brown	Havice	Morrow	Vincent
Caldera	Hertzberg	Murray	Washington
Campbell	Honda	Napolitano	Wayne
Cardenas	House	Ortiz	Wildman
Cardoza	Keeley	Pacheco	Woods
Cunneen	Knox	Papan	Wright
Davis	Kuehl	Perata	Mr. Speaker

NOES—18

Ackerman	Brewer	Miller	Richter
Alby	Kaloogian	Oller	Takasugi
Baldwin	Leach	Poochigian	Thompson
Baugh	Leonard	Prenter	
Bowler	McClintock	Pringle	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 776 (Baca)—An act to add Section 48205.5 to the Education Code, relating pupils.

Bill read third time.

Motion to Amend by Assembly Member Baldwin

Assembly Member Baldwin moved the adoption of amendments.

Amendments read.

Motion to Table Baldwin Amendments to Assembly Bill No. 776

Assembly Member Shelley moved that the amendments offered by Assembly Member Baldwin to Assembly Bill No. 776 be laid upon the table.

Assembly Member Escutia seconded the motion.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Battin moved a call of the Assembly.

Motion carried. Time, 1:11 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 1:12 a.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 271 (Villaraigosa)—An act to amend Sections 6050, 6051, 6126, 13600, 13601, and 13602 of the Penal Code, and to amend Section 1049 of the Welfare and Institutions Code, relating to corrections.

Bill read third time, and passed by the following vote:

AYES—75

Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Papan	Wildman
Cardenas	Kuehl	Perata	Woods
Cardoza	Kuykendall	Poochigian	Wright
Cunneen	Leach	Prenter	Mr. Speaker
Davis	Lempert	Pringle	

NOES—1

Ackerman

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 592 (Kuehl)—An act to add Section 51015.6 to the Government Code, and to amend Section 116375 of, to add Sections 25299.8, 25299.44, and 116376 to, to add Article 12 (commencing with Section 25299.97) and Article 13 (commencing with Section 25299.98) to Chapter 6.75 of Division 20 of, and to add Article 7.5 (commencing with Section 116610) to Chapter 4 of Part 12 of Division 104 of, the Health and Safety Code, relating to environmental protection, 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.

Further Consideration of Assembly Bill No. 592, as Amended by Unanimous Consent

Assembly Member Kuehl was granted unanimous consent to take up Assembly Bill No. 592, as amended, without reference to file, and that the same be considered engrossed.

ASSEMBLY BILL NO. 592 (Kuehl)—An act to add Section 51015.6 to the Government Code, and to amend Section 116375 of, to add Sections 25299.8 and 116376 to, to add Article 12 (commencing with Section 25299.97) and Article 13 (commencing with Section 25299.98) to Chapter 6.75 of Division 20 of, and to add Article 7.5 (commencing with Section 116610) to Chapter 4 of Part 12 of Division 104 of, the Health and Safety Code, relating to environmental protection.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Ducheny	Leonard	Richter
Aguiar	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Wright
Cardoza	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	
Davis	Lempert	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

At 1:19 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

ASSEMBLY BILL NO. 1078 (Cardoza)—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—76

Ackerman	Davis	Leonard	Prenter
Aguiar	Escutia	Machado	Pringle
Alby	Figueroa	Margett	Richter
Alquist	Firestone	Martinez	Runner
Aroner	Frusetta	Mazzoni	Scott
Ashburn	Gallegos	McClintock	Shelley
Baca	Goldsmith	Migden	Strom-Martin
Baldwin	Granlund	Miller	Sweeney
Battin	Havice	Morrissey	Takasugi
Baugh	Hertzberg	Morrow	Thompson
Bordonaro	Honda	Murray	Thomson
Bowen	House	Napolitano	Torlakson
Bowler	Kaloogian	Olberg	Villaraigosa
Brewer	Keeley	Oller	Vincent
Brown	Knox	Ortiz	Washington
Campbell	Kuehl	Pacheco	Wayne
Cardenas	Kuykendall	Papan	Wildman
Cardoza	Leach	Perata	Woods
Cunneen	Lempert	Poochigian	Mr. Speaker

NOES—1

Wright

Bill ordered transmitted to the Senate.

(NOTE: For explanation of vote by Assembly Member Migden relative to Assembly Bill No. 1078, see Assembly Journal for June 9, 1997, page 2674.)

ASSEMBLY BILL NO. 1124 (Aroner)—An act to amend Sections 12071, 12072, and 12080 of the Penal Code, relating to firearms.

Bill read third time, and passed by the following vote:

AYES—41

Alquist	Figueroa	Migden	Torlakson
Aroner	Gallegos	Murray	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Brown	Hertzberg	Ortiz	Washington
Caldera	Honda	Pacheco	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Scott	Wright
Cunneen	Kuehl	Shelley	Mr. Speaker
Davis	Lempert	Strom-Martin	
Ducheny	Machado	Sweeney	
Escutia	Martinez	Thomson	

NOES—32

Ackerman	Bordonaro	Kaloogian	Olberg
Aguiar	Bowler	Kuykendall	Oller
Alby	Brewer	Leonard	Poochigian
Ashburn	Campbell	Margett	Pringle
Baca	Firestone	McClintock	Runner
Baldwin	Frusetta	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	House	Morrow	Woods

Bill ordered transmitted to the Senate.

Objection to Vote Adds

Assembly Member Granlund 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. 1124.

OBJECTION TO VOTE ADDS

Assembly Member Pringle withheld unanimous consent on any further requests for vote adds or vote changes on all roll call votes taken on this day.

ASSEMBLY BILL NO. 1463 (Olberg)—An act to add Section 2080.3 to the Fish and Game Code, relating to endangered species.

Bill read third time, and passed by the following vote:

AYES—49

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cardenas	Machado	Pringle
Alby	Cardoza	Margett	Runner
Alquist	Cunneen	McClintock	Scott
Ashburn	Firestone	Miller	Takasugi
Baca	Floyd	Morrissey	Thompson
Baldwin	Frusetta	Morrow	Vincent
Battin	Goldsmith	Napolitano	Washington
Baugh	Granlund	Olberg	Woods
Bordonaro	House	Oller	Mr. Speaker
Bowler	Kaloogian	Pacheco	
Brewer	Kuykendall	Papan	
Caldera	Leach	Poochigian	

NOES—22

Bowen	Hertzberg	Mazzoni	Strom-Martin
Brown	Keeley	Migden	Sweeney
Davis	Knox	Murray	Torlakson
Escutia	Kuehl	Ortiz	Wayne
Figueroa	Lempert	Perata	
Gallegos	Martinez	Shelley	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1463: Assembly Member Hertzberg, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1464 (Strom-Martin)—An act to add Section 13180.9 to, and to add Chapter 9.5 (commencing with Section 13650) to Division 7 of, the Water Code, relating to water, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—49

Alquist	Figueroa	Machado	Sweeney
Aroner	Firestone	Margett	Thomson
Baca	Floyd	Martinez	Torlakson
Bordonaro	Gallegos	Mazzoni	Villaraigosa
Bowen	Goldsmith	Migden	Vincent
Brown	Havice	Murray	Washington
Caldera	Hertzberg	Napolitano	Wayne
Cardenas	Honda	Ortiz	Wildman
Cardoza	Keeley	Papan	Wright
Cunneen	Knox	Perata	Mr. Speaker
Davis	Kuehl	Scott	
Ducheny	Kuykendall	Shelley	
Escutia	Lempert	Strom-Martin	

NOES—29

Ackerman	Brewer	McClintock	Pringle
Aguiar	Campbell	Miller	Runner
Alby	Frusetta	Morrissey	Takasugi
Ashburn	Granlund	Morrow	Thompson
Baldwin	House	Olberg	Woods
Battin	Kaloogian	Oller	
Baugh	Leach	Pacheco	
Bowler	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 125 (Pacheco)—An act to add and repeal Section 18941.8 of the Health and Safety Code, relating to building standards.

Bill read third time, and passed by the following vote:

AYES—68

Ackerman	Cunneen	Kuykendall	Poochigian
Aguiar	Davis	Leach	Prenter
Alby	Ducheny	Lempert	Pringle
Alquist	Escutia	Leonard	Runner
Aroner	Figueroa	Machado	Scott
Ashburn	Firestone	Margett	Takasugi
Baca	Floyd	McClintock	Thompson
Baldwin	Frusetta	Miller	Thomson
Battin	Gallegos	Morrissey	Torlakson
Baugh	Goldsmith	Morrow	Villaraigosa
Bordonaro	Granlund	Murray	Vincent
Bowler	Havice	Napolitano	Washington
Brewer	Hertzberg	Olberg	Wayne
Caldera	House	Oller	Wildman
Campbell	Kaloogian	Pacheco	Woods
Cardenas	Keeley	Papan	Wright
Cardoza	Kuehl	Perata	Mr. Speaker

NOES—7

Bowen	Martinez	Ortiz	Sweeney
Brown	Mazzoni	Strom-Martin	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 456 (Ducheny)—An act to add Chapter 8 (commencing with Section 1923) to Title 4 of Part 4 of the Civil Code, relating to real property.

Bill read third time, and passed by the following vote:

AYES—42

Alquist	Floyd	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Baca	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	
Figueroa	Martinez	Sweeney	

NOES—35

Ackerman	Bowler	Kaloogian	Oller
Aguiar	Brewer	Kuykendall	Pacheco
Alby	Campbell	Leach	Poochigian
Ashburn	Cunneen	Margett	Pringle
Baldwin	Firestone	McClintock	Runner
Battin	Frusetta	Miller	Takasugi
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Woods
Bowen	House	Olberg	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 633 (Cardenas)—An act to add Section 15337.5 to the Government Code, relating to small business.

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, 1:45 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

UNFINISHED BUSINESS

CONSIDERATION OF NOTICES OF MOTIONS TO WITHDRAW FROM COMMITTEE

Speaker pro Tempore Kuehl announced that the hour of midnight having arrived, consideration of the notices of motions to withdraw Assembly Bills Nos. 1490, 687, 370, and 26 from committee is in order in compliance with Assembly Rule 96, as the Assembly is now convened in a new calendar day.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1490 FROM COMMITTEE WAIVED

Assembly Member House waived his notice of motion to withdraw Assembly Bill No. 1490 from the Committee on Education.

MOTION TO WITHDRAW ASSEMBLY BILL NO. 687 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Bowler moved that Assembly Bill No. 687 be withdrawn from the Committee on Public Safety.

Assembly Member Ackerman seconded the motion.

Additional Time for Debate Granted

Assembly Member Floyd was granted unanimous consent that Assembly Member Bowler be granted 1 minute additional time for debate.

The question being on the Bowler motion to withdraw Assembly Bill No. 687 from the Committee on Public Safety.

Motion lost by the following vote:

AYES—36

Ackerman	Brewer	Kuykendall	Oller
Aguiar	Campbell	Leach	Pacheco
Alby	Cunneen	Leonard	Poochigian
Ashburn	Firestone	Margett	Prenter
Baldwin	Frusetta	McClintock	Pringle
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	House	Morrow	Thompson
Bowler	Kaloogian	Olberg	Woods

NOES—21

Aroner	Gallegos	Napolitano	Vincent
Bowen	Honda	Ortiz	Wright
Brown	Knox	Shelley	Mr. Speaker
Ducheny	Kuehl	Thomson	
Escutia	Mazzoni	Torlakson	
Floyd	Migden	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 the Bowler motion to withdraw Assembly Bill No. 687 from committee.

MOTION TO WITHDRAW ASSEMBLY BILL NO. 370 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member Oller moved that Assembly Bill No. 370 be withdrawn from the Committee on Public Safety.

Assembly Member Prenter seconded the motion.

Motion lost by the following vote:

AYES—37

Ackerman	Brewer	Leach	Poochigian
Aguiar	Campbell	Leonard	Prenter
Alby	Cunneen	Margett	Pringle
Aroner	Firestone	McClintock	Runner
Ashburn	Frusetta	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Woods
Baugh	House	Olberg	
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	

NOES—20

Brown	Honda	Murray	Thomson
Ducheny	Knox	Ortiz	Torlakson
Escutia	Kuehl	Perata	Villaraigosa
Figueroa	Mazzoni	Shelley	Washington
Gallegos	Migden	Strom-Martin	Mr. Speaker

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 the Oller motion to withdraw Assembly Bill No. 370 from committee.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 26 FROM COMMITTEE WAIVED

Assembly Member Runner waived his notice of motion to withdraw Assembly Bill No. 26 from the Committee on Public Safety.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 909 BY UNANIMOUS CONSENT

ASSEMBLY BILL NO. 909 (Runner)—An act to amend Sections 211, 454.2, 460.3, 460.7, 561, 588, and 730.3 of, to add Sections 225.5, 226.5, and 491.2 to, and to add Article 3 (commencing with Section 1051) to Chapter 5 of Part 1 of Division 1 of, the Public Utilities Code, and to amend Sections 12517.1, 12517.3, and 34505.1 of, and to add Sections 363, 2418, and 27906.6 to, the Vehicle Code, relating to carriers.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Runner withdrew the amendments he offered to Assembly Bill No. 909, which were read earlier this day.

Motion to Amend

Assembly Member Runner moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Assembly Bill No. 909, as Amended, by Unanimous Consent

Assembly Member Runner was granted unanimous consent to take up Assembly Bill No. 909, as amended, without reference to file, and that the same be considered engrossed.

ASSEMBLY BILL NO. 909 (Runner)—An act to amend Sections 211, 454.2, 460.3, 460.7, 561, 588, and 730.3 of, to add Sections 225.5, 226.5, and 491.2 to, and to add Article 3 (commencing with Section 1051) to Chapter 5 of Part 1 of Division 1 of, the Public Utilities Code, and to amend Sections 12517.1, 12517.3, and 34505.1 of, and to add Sections 363, 2418, and 27906.6 to, the Vehicle Code, relating to carriers.

Bill read third time, and passed by the following vote:

AYES—76

Ackerman	Davis	Leonard	Prenter
Aguiar	Ducheny	Machado	Pringle
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Kuehl	Pacheco	Wildman
Cardenas	Kuykendall	Papan	Woods
Cardoza	Leach	Perata	Wright
Cunneen	Lempert	Poochigian	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 8

At 2:02 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.

Assembly Bill No. 8 passed by the following vote:

AYES—71

Ackerman	Davis	Lempert	Pringle
Aguiar	Escutia	Leonard	Richter
Alby	Figueroa	Machado	Runner
Alquist	Firestone	Margett	Scott
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowler	Hertzberg	Napolitano	Vincent
Brewer	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Caldera	Kaloogian	Pacheco	Wildman
Campbell	Keeley	Papan	Woods
Cardenas	Knox	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

NOES—4

Bowen	Kuehl	Martinez	Ortiz

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 740

At 2:04 a.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 740 refused passage by the following vote:

AYES—35

Alquist	Floyd	Migden	Thomson
Aroner	Gallegos	Murray	Torlakson
Baca	Havice	Napolitano	Villaraigosa
Bowen	Hertzberg	Ortiz	Vincent
Brown	Honda	Papan	Washington
Caldera	Keeley	Perata	Wildman
Cardenas	Knox	Scott	Wright
Ducheny	Kuehl	Shelley	Mr. Speaker
Escutia	Mazzoni	Strom-Martin	

NOES—39

Ackerman	Campbell	Kuykendall	Poochigian
Aguiar	Cardoza	Leonard	Prenter
Alby	Cunneen	Machado	Pringle
Ashburn	Davis	McClintock	Richter
Baldwin	Firestone	Miller	Runner
Battin	Frusetta	Morrissey	Takasugi
Baugh	Goldsmith	Morrow	Thompson
Bordonaro	Granlund	Olberg	Wayne
Bowler	House	Oller	Woods
Brewer	Kaloogian	Pacheco	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 740: Assembly Member Sweeney, from "Aye" to "Not Voting".

(NOTE: Later this day a motion to reconsider the above vote on Assembly Bill No. 740 was offered by Assembly Member Washington.)

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1193

At 2:04 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.

Assembly Bill No. 1193 passed by the following vote:

AYES—60

Aguiar	Cunneen	Kuykendall	Pringle
Alby	Davis	Lempert	Scott
Alquist	Ducheny	Machado	Shelley
Aroner	Escutia	Martinez	Strom-Martin
Ashburn	Figueroa	Mazzoni	Sweeney
Baca	Floyd	Migden	Thomson
Battin	Gallegos	Morrissey	Torlakson
Bordonaro	Goldsmith	Murray	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Bowler	Hertzberg	Oller	Washington
Brown	Honda	Ortiz	Wayne
Caldera	House	Papan	Wildman
Campbell	Keeley	Perata	Woods
Cardenas	Knox	Poochigian	Wright
Cardoza	Kuehl	Prenter	Mr. Speaker

NOES—14

Ackerman	Granlund	McClintock	Runner
Baldwin	Kaloogian	Miller	Thompson
Baugh	Leach	Morrow	
Brewer	Leonard	Olberg	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 284

At 2:04 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.

Assembly Bill No. 284 passed by the following vote:

AYES—55

Aguiar	Ducheny	Margett	Shelley
Alquist	Escutia	Martinez	Strom-Martin
Aroner	Figueroa	Mazzoni	Sweeney
Ashburn	Gallegos	Migden	Thompson
Baca	Goldsmith	Miller	Thomson
Battin	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Villaraigosa
Bowen	Hertzberg	Olberg	Vincent
Brown	Honda	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Wright
Cunneen	Lempert	Perata	Mr. Speaker
Davis	Machado	Scott	

NOES—14

Ackerman	Brewer	Leonard	Richter
Alby	Firestone	McClintock	Woods
Baldwin	House	Morrow	
Baugh	Kaloogian	Pringle	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 695

At 2:04 a.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Floyd moved to continue the call of the Assembly.

Motion carried. Time, 2:05 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. 931

At 2:05 a.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 931 passed by the following vote:

AYES—56

Aguiar	Escutia	Kuykendall	Scott
Alquist	Figueroa	Lempert	Shelley
Aroner	Firestone	Machado	Strom-Martin
Baca	Floyd	Martinez	Sweeney
Battin	Gallegos	Mazzoni	Takasugi
Bordonaro	Granlund	Migden	Thomson
Bowen	Havice	Murray	Torlakson
Brown	Hertzberg	Napolitano	Villaraigosa
Caldera	Honda	Oller	Vincent
Cardenas	House	Ortiz	Washington
Cardoza	Kaloogian	Pacheco	Wayne
Cunneen	Keeley	Papan	Wildman
Davis	Knox	Perata	Wright
Ducheny	Kuehl	Pringle	Mr. Speaker

NOES—15

Ackerman	Baugh	Goldsmith	Morrow
Alby	Bowler	Leonard	Runner
Ashburn	Brewer	McClintock	Thompson
Baldwin	Campbell	Miller	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 80

At 2:06 a.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Ducheny moved to continue the call of the Assembly.

Motion carried. Time, 2:06 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. 900

At 2:06 a.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Shelley moved to continue the call of the Assembly.

Motion carried. Time, 2:07 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 ASSEMBLY BILL NO. 1359

At 2:07 a.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 roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Floyd moved to continue the call of the Assembly.

Motion carried. Time, 2:09 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. 23

At 2:09 a.m., on motion of Assembly Member Perata, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 23 passed by the following vote:

AYES—41

Alquist	Floyd	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Cunneen	Kuehl	Scott	Mr. Speaker
Davis	Lempert	Shelley	
Escutia	Machado	Strom-Martin	
Figueroa	Martinez	Sweeney	

NOES—29

Ackerman	Bowler	Margett	Richter
Alby	Brewer	McClintock	Runner
Ashburn	Campbell	Miller	Takasugi
Baca	Firestone	Morrow	Thompson
Baldwin	Granlund	Olberg	Woods
Battin	House	Oller	
Baugh	Kaloogian	Poochigian	
Bordonaro	Leonard	Pringle	

Bill ordered transmitted to the Senate.

Objection to Vote Adds

Assembly Member Villaraigosa 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. 23.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 304

At 2:09 a.m., on motion of Assembly Member Scott, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Pringle moved to continue the call of the Assembly.

Motion carried. Time, 2:09 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. 1027

At 2:09 a.m., on motion of Assembly Member Caldera, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The 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, 2:09 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. 39

At 2:10 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.

Assembly Bill No. 39 passed by the following vote:

AYES—45

Aguiar	Escutia	Martinez	Thomson
Alquist	Figueroa	Mazzoni	Torlakson
Aroner	Floyd	Migden	Villaraigosa
Baca	Gallegos	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Brown	Hertzberg	Ortiz	Wayne
Caldera	Honda	Papan	Wildman
Cardenas	Keeley	Perata	Wright
Cardoza	Knox	Scott	Mr. Speaker
Cunneen	Kuehl	Shelley	
Davis	Lempert	Strom-Martin	
Ducheny	Machado	Sweeney	

NOES—30

Ackerman	Campbell	Margett	Pringle
Alby	Firestone	McClintock	Richter
Baldwin	Granlund	Miller	Runner
Battin	House	Morrissey	Takasugi
Baugh	Kaloogian	Morrow	Thompson
Bordonaro	Kuykendall	Olberg	Woods
Bowler	Leach	Oller	
Brewer	Leonard	Pacheco	

Bill ordered transmitted to the Senate.

At 2:11 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

CALL OF THE ASSEMBLY DISPENSED WITH ON VILLARAIGOSA MOTION TO TABLE CAMPBELL AMENDMENTS TO ASSEMBLY BILL NO. 1419

At 2:13 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 Villaraigosa motion to table Campbell amendments to Assembly Bill No. 1419 carried by the following vote:

AYES—40

Alquist	Escutia	Machado	Strom-Martin
Aroner	Figueroa	Martinez	Sweeney
Baca	Gallegos	Mazzoni	Thomson
Bowen	Havice	Migden	Torlakson
Brown	Hertzberg	Murray	Villaraigosa
Caldera	Honda	Napolitano	Vincent
Cardenas	Keeley	Ortiz	Washington
Cardoza	Knox	Papan	Wildman
Davis	Kuehl	Perata	Wright
Ducheny	Lempert	Shelley	Mr. Speaker

NOES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

Further Consideration of Assembly Bill No. 1419

ASSEMBLY BILL NO. 1419 (Campbell)—An act relating to taxation.

Bill read third time, and passed by the following vote:

AYES—73

Ackerman	Cunneen	Lempert	Runner
Aguiar	Davis	Leonard	Scott
Alby	Escutia	Machado	Shelley
Alquist	Figueroa	Margett	Strom-Martin
Aroner	Firestone	Martinez	Sweeney
Ashburn	Floyd	Mazzoni	Takasugi
Baca	Frusetta	Migden	Thomson
Baldwin	Gallegos	Miller	Torlakson
Battin	Goldsmith	Morrissey	Villaraigosa
Baugh	Granlund	Morrow	Vincent
Bordonaro	Havice	Napolitano	Washington
Bowen	Hertzberg	Olberg	Wayne
Bowler	House	Oller	Wildman
Brewer	Kaloogian	Ortiz	Woods
Brown	Keeley	Pacheco	Wright
Caldera	Knox	Perata	Mr. Speaker
Campbell	Kuehl	Poochigian	
Cardenas	Kuykendall	Prenter	
Cardoza	Leach	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 409

At 2:14 a.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. 409 passed by the following vote:

AYES—52

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cardenas	Machado	Pringle
Alby	Cardoza	Margett	Richter
Alquist	Frusetta	Mazzoni	Runner
Ashburn	Gallegos	McClintock	Scott
Baca	Goldsmith	Miller	Takasugi
Baldwin	Granlund	Morrissey	Thompson
Battin	Havice	Morrow	Thomson
Baugh	Hertzberg	Olberg	Vincent
Bordonaro	House	Oller	Washington
Bowler	Kaloogian	Pacheco	Woods
Brewer	Kuykendall	Papan	Wright
Caldera	Leach	Poochigian	Mr. Speaker

NOES—20

Aroner	Floyd	Martinez	Shelley
Bowen	Honda	Migden	Strom-Martin
Brown	Keeley	Murray	Sweeney
Cunneen	Kuehl	Ortiz	Torlakson
Figueroa	Lempert	Perata	Wayne

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1291

At 2:14 a.m., on motion of Assembly Member Strom-Martin, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1291 passed by the following vote:

AYES—41

Alquist	Floyd	Migden	Torlakson
Aroner	Gallegos	Murray	Villaraigosa
Baca	Havice	Napolitano	Vincent
Bowen	Hertzberg	Ortiz	Washington
Brown	Honda	Papan	Wayne
Caldera	Keeley	Perata	Wildman
Cardenas	Knox	Scott	Wright
Cardoza	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Martinez	Sweeney	
Figueroa	Mazzoni	Thomson	

NOES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

Bill ordered transmitted to the Senate.

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. 1291.

CALL OF THE ASSEMBLY DISPENSED WITH ON SHELLEY MOTION TO TABLE BALDWIN AMENDMENTS TO ASSEMBLY BILL NO. 776

At 2:14 a.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, 2:15 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. 633

At 2:16 a.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. 633 passed by the following vote:

AYES—41

Alquist	Figueroa	Migden	Torlakson
Aroner	Gallegos	Murray	Villaraigosa
Baca	Hertzberg	Napolitano	Vincent
Bowen	Honda	Ortiz	Washington
Brown	Keeley	Papan	Wayne
Caldera	Knox	Perata	Wildman
Cardenas	Kuehl	Scott	Wright
Cardoza	Lempert	Shelley	Mr. Speaker
Davis	Machado	Strom-Martin	
Ducheny	Martinez	Sweeney	
Escutia	Mazzoni	Thomson	

NOES—37

Ackerman	Campbell	Leach	Poochigian
Aguiar	Cunneen	Leonard	Prenter
Alby	Firestone	Margett	Pringle
Ashburn	Frusetta	McClintock	Runner
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Woods
Bordonaro	House	Olberg	
Bowler	Kaloogian	Oller	
Brewer	Kuykendall	Pacheco	

Bill ordered transmitted to the Senate.

CONSIDERATION OF FIRST DAY CONSENT CALENDAR BY UNANIMOUS CONSENT

The Speaker pro Tempore announced that, without objection, the next roll call would be on the Consent Calendar, First Legislative Day.

Consent Calendar—Assembly Bill

ASSEMBLY BILL NO. 460 (House)—An act to amend Section 4848 of the Business and Professions Code, relating to veterinary medicine, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—79

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Resolution

HOUSE RESOLUTION NO. 32 (Alby)—Relative to Recovery Happens Month.

Resolution read, and adopted by the following vote:

AYES—79

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

NOES—None

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 695

At 2:16 a.m., on motion of Assembly Member Floyd, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 695 refused passage by the following vote:

AYES—40

Alquist	Floyd	Martinez	Sweeney
Aroner	Gallegos	Mazzoni	Thomson
Baca	Havice	Migden	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Brown	Honda	Napolitano	Vincent
Cardenas	Keeley	Ortiz	Washington
Davis	Knox	Papan	Wayne
Ducheny	Kuehl	Perata	Wildman
Escutia	Lempert	Shelley	Wright
Figueroa	Machado	Strom-Martin	Mr. Speaker

NOES—38

Ackerman	Caldera	Leach	Poochigian
Aguiar	Campbell	Leonard	Prenter
Alby	Cunneen	Margett	Pringle
Ashburn	Firestone	McClintock	Runner
Baldwin	Frusetta	Miller	Scott
Battin	Goldsmith	Morrissey	Takasugi
Baugh	Granlund	Morrow	Thompson
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	
Brewer	Kuykendall	Pacheco	

Motion to Reconsider Assembly Bill No. 695 on Next Legislative Day

Assembly Member Kuehl moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 695 was this day refused passage.

Assembly Bill No. 695 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 80

At 2:16 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.

Assembly Bill No. 80 refused passage by the following vote:

AYES—51

Aguiar	Floyd	Martinez	Sweeney
Alquist	Gallegos	Mazzoni	Takasugi
Aroner	Goldsmith	Migden	Thomson
Baca	Granlund	Miller	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Prenter	Woods
Ducheny	Kuykendall	Scott	Wright
Escutia	Lempert	Shelley	Mr. Speaker
Figueroa	Machado	Strom-Martin	

NOES—22

Ackerman	Brewer	Margett	Poochigian
Ashburn	Campbell	McClintock	Pringle
Battin	Cunneen	Morrissey	Runner
Baugh	House	Olberg	Thompson
Bordonaro	Kaloogian	Oller	
Bowler	Leach	Pacheco	

Motion to Reconsider Assembly Bill No. 80 on Next Legislative Day

Assembly Member Ducheny moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 80 was this day refused passage.

Assembly Bill No. 80 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 900

At 2:17 a.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 900 refused passage by the following vote:

AYES—42

Alquist	Gallegos	Morrissey	Thomson
Aroner	Havice	Murray	Torlakson
Baca	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Ortiz	Vincent
Brown	Keeley	Papan	Washington
Caldera	Knox	Perata	Wayne
Cardenas	Kuehl	Scott	Wildman
Davis	Lempert	Shelley	Wright
Ducheny	Machado	Strom-Martin	Mr. Speaker
Escutia	Martinez	Sweeney	
Figueroa	Migden	Thompson	

NOES—31

Ackerman	Bowler	House	Miller
Aguiar	Brewer	Kaloogian	Morrow
Alby	Campbell	Kuykendall	Olberg
Ashburn	Cunneen	Leach	Oller
Baldwin	Firestone	Leonard	Poochigian
Battin	Floyd	Margett	Pringle
Baugh	Goldsmith	Mazzoni	Woods
Bordonaro	Granlund	McClintock	

Motion to Reconsider Assembly Bill No. 900 on Next Legislative Day

Assembly Member Cardenas moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 900 was this day refused passage.

Assembly Bill No. 900 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1359

At 2:18 a.m., on motion of Assembly Member Floyd, and in the absence of any objections, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1359 refused passage by the following vote:

AYES—33

Alquist	Gallegos	Murray	Villaraigosa
Aroner	Hertzberg	Napolitano	Vincent
Baca	Honda	Ortiz	Washington
Bowen	Keeley	Papan	Wayne
Brown	Kuehl	Perata	Wright
Caldera	Lempert	Shelley	Mr. Speaker
Davis	Martinez	Strom-Martin	
Escutia	Mazzoni	Thomson	
Figueroa	Migden	Torlakson	

NOES—41

Ackerman	Cunneen	Leach	Prenter
Aguiar	Firestone	Leonard	Pringle
Alby	Floyd	Margett	Richter
Ashburn	Frusetta	McClintock	Scott
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Wildman
Bordonaro	House	Olberg	Woods
Bowler	Kaloogian	Oller	
Brewer	Knox	Pacheco	
Campbell	Kuykendall	Poochigian	

Motion to Reconsider Assembly Bill No. 1359 on Next Legislative Day

Assembly Member Bowen moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 1359 was this day refused passage.

Assembly Bill No. 1359 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 304

At 2:19 a.m., on motion of Assembly Member Scott, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 304 passed by the following vote:

AYES—41

Alquist	Gallegos	Migden	Torlakson
Aroner	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Caldera	Keeley	Papan	Wayne
Cardenas	Knox	Perata	Wildman
Cardoza	Kuehl	Scott	Wright
Davis	Lempert	Shelley	Mr. Speaker
Ducheny	Machado	Strom-Martin	
Escutia	Martinez	Sweeney	
Figueroa	Mazzoni	Thomson	

NOES—31

Ackerman	Bowler	Margett	Prenter
Alby	Brewer	McClintock	Pringle
Ashburn	Campbell	Miller	Richter
Baca	Firestone	Morrissey	Runner
Baldwin	Granlund	Morrow	Takasugi
Battin	Kaloogian	Olberg	Thompson
Baugh	Leach	Oller	Woods
Bordonaro	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1027

At 2:19 a.m., on motion of Assembly Member Caldera, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The 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, 2:19 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. 1027

At 2:21 a.m., on motion of Assembly Member Caldera, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1027 refused passage by the following vote:

AYES—33

Alquist	Havice	Napolitano	Villaraigosa
Aroner	Honda	Ortiz	Vincent
Bowen	Keeley	Perata	Washington
Brown	Knox	Scott	Wayne
Caldera	Kuehl	Shelley	Wildman
Ducheny	Lempert	Strom-Martin	Mr. Speaker
Escutia	Mazzoni	Sweeney	
Figueroa	Migden	Thomson	
Gallegos	Murray	Torlakson	

NOES—39

Ackerman	Campbell	Leach	Pacheco
Aguiar	Cardoza	Leonard	Poochigian
Alby	Cunneen	Margett	Prenter
Ashburn	Firestone	Martinez	Pringle
Baldwin	Frusetta	McClintock	Richter
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	Hertzberg	Morrow	Thompson
Bowler	Kaloogian	Olberg	Woods
Brewer	Kuykendall	Oller	

Objection to Vote Adds

Assembly Member Pringle 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. 1027.

CALL OF THE ASSEMBLY DISPENSED WITH ON SHELLEY MOTION TO TABLE BALDWIN AMENDMENTS TO ASSEMBLY BILL NO. 776

At 2:24 a.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 Shelley motion to table Baldwin amendments to Assembly Bill No. 776 carried by the following vote:

AYES—40

Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Gallegos	Mazzoni	Sweeney
Baca	Havice	Migden	Thomson
Bowen	Hertzberg	Murray	Torlakson
Brown	Honda	Napolitano	Villaraigosa
Cardenas	Keeley	Ortiz	Vincent
Cardoza	Knox	Papan	Washington
Davis	Kuehl	Perata	Wildman
Ducheny	Lempert	Scott	Wright
Escutia	Machado	Shelley	Mr. Speaker

NOES—39

Ackerman	Caldera	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Firestone	Margett	Pringle
Baldwin	Floyd	McClintock	Richter
Battin	Frusetta	Miller	Runner
Baugh	Goldsmith	Morrissey	Takasugi
Bordonaro	Granlund	Morrow	Thompson
Bowler	House	Olberg	Woods
Brewer	Kaloogian	Oller	

At 2:25 a.m., Hon. Martha M. Escutia, 50th District, presiding

Further Consideration of Assembly Bill No. 776

ASSEMBLY BILL NO. 776 (Baca)—An act to add Section 48205.5 to the Education Code, relating pupils.

Bill read third time, and passed by the following vote:

AYES—68

Ackerman	Ducheny	Lempert	Prenter
Aguiar	Escutia	Machado	Pringle
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Frusetta	Mazzoni	Shelley
Baca	Gallegos	McClintock	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Brown	Honda	Napolitano	Vincent
Caldera	House	Olberg	Washington
Campbell	Keeley	Oller	Wayne
Cardenas	Knox	Ortiz	Wildman
Cardoza	Kuehl	Pacheco	Woods
Cunneen	Kuykendall	Perata	Wright
Davis	Leach	Poochigian	Mr. Speaker

NOES—6

Baldwin	Floyd	Migden
Brewer	Leonard	Takasugi

Bill ordered transmitted to the Senate.

At 2:28 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

ANNOUNCEMENT OF CONFERENCE COMMITTEE MEETING

Assembly Member Aroner announced that the Conference Committee on Welfare Reform would meet on Monday, June 9, 1997, upon adjournment of Senate Floor Session.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 740 ON NEXT LEGISLATIVE DAY

Assembly Member Washington moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 740 was this day refused passage.

Assembly Bill No. 740 ordered to the unfinished business file.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 512, Morrissey Motion to Withdraw from Committee: Alby, Ashburn, Cunneen, Leach, and Oller—Aye; Thomson—No.

Assembly Bill No. 104, Leonard Motion to Withdraw from Committee: Alby and Leach—Aye.

Assembly Bill No. 454, Morrissey Motion to Withdraw from Committee: Alby, Bowen, and Leach—Aye.

Assembly Bill No. 357, Kuykendall Motion to Withdraw from Committee: Alby and Leach—Aye.

Assembly Bill No. 164, Goldsmith Motion to Withdraw from Committee: Alby and Leach—Aye.

Assembly Bill No. 429, Goldsmith Motion to Withdraw from Committee: Alby and Leach—Aye.

Assembly Bill No. 230, Runner Motion to Withdraw from Committee: Alby and Leach—Aye.

Assembly Bill No. 914, Runner Motion to Withdraw from Committee: Alby and Leach—Aye.

Assembly Bill No. 166, Battin Motion to Withdraw from Committee: Aguiar and Leach—Aye.

Assembly Bill No. 372, Battin Motion to Withdraw from Committee: Alby and Leach—Aye.

Assembly Bill No. 642, Baldwin Motion to Withdraw from Committee: Alby and Leach—Aye.

Assembly Bill No. 484, Baldwin Motion to Withdraw from Committee: Alby and Leach—Aye.

Assembly Bill No. 383, Ackerman Motion to Withdraw from Committee: Alby and Leach—Aye.

Assembly Bill No. 1031, Frusetta Motion to Withdraw from Committee: Alby and Leach—Aye.

Assembly Bill No. 336, Miller Motion to Withdraw from Committee: Alby and Leach—Aye.

Assembly Bill No. 147, Prenter Motion to Withdraw from Committee: Alby and Leach—Aye.

Assembly Bill No. 1108, Leonard Motion to Withdraw from Committee: Ackerman, Alby, and Leach—Aye.

Assembly Bill No. 203, Takasugi Motion to Withdraw from Committee: Ackerman, Alby, and Leach—Aye.

Assembly Bill No. 1370, Prenter Motion to Withdraw from Committee: Ackerman, Alby, and Leach—Aye.

Assembly Bill No. 1510, Morrow Motion to Withdraw from Committee: Alby and Leach—Aye.

Assembly Bill No. 1351, Morrow Motion to Withdraw from Committee: Alby and Leach—Aye.

Assembly Bill No. 682: Alby, Ducheny, Leach, and Machado—Aye.

Assembly Bill No. 319 and Urgency: Baldwin, Baugh, Cardoza, Figueroa, Kaloogian, Miller, and Prenter—Aye.

Assembly Bill No. 532: Napolitano—Aye; Cunneen and Davis—No.

Assembly Bill No. 1194, Motion to Table Ashburn Amendments: Ducheny—Aye; Miller—No.

Assembly Bill No. 1197: Miller—No.

Assembly Bill No. 1420: Cunneen, Goldsmith, McClintock, and Migden—Aye; Woods—No.

Assembly Bill No. 363: Bowen, Campbell, Migden, Napolitano, and Woods—Aye; Frusetta—No.

Assembly Bill No. 172, Floyd Motion to Re-refer to Committee: Woods—Aye; Bowen and Martinez—No.

Assembly Bill No. 172: Migden and Woods—Aye; Bowen and Caldera—No.

Assembly Bill No. 1219: Campbell and Goldsmith—Aye; Woods—No.

Assembly Bill No. 2: Martinez and Woods—Aye.

Assembly Bill No. 27: Battin, Campbell, Figueroa, Granlund, Leach, Morrow, Perata, Takasugi, Villaraigosa, and Woods—Aye; Martinez—No.

Assembly Bill No. 59: Campbell, Davis, Granlund, and Woods—Aye.

Assembly Bill No. 244: Campbell, Cardenas, Cunneen, Granlund, Mazzoni, and Woods—Aye.

Assembly Bill No. 264: Campbell, Granlund, Morrissey, and Woods—No.

Assembly Bill No. 366, Motion to Table Pringle Amendments Set 2: Granlund, Martinez, and Woods—No.

Assembly Bill No. 366: Ackerman, Ashburn, Baugh, Bowen, Campbell, Cunneen, Granlund, Kaloogian, Martinez, Morrissey, Morrow, Olberg, Scott, and Woods—Aye.

Assembly Bill No. 410, Motion to Table Runner Amendments Set 2: Bowen—Aye; Leach—No.

Assembly Bill No. 410: Ackerman, Leach, Machado, Prenter, Scott, and Woods—Aye.

Assembly Bill No. 478: Ackerman, Baca, Campbell, Machado, and Woods—Aye; Bowen—No.

Assembly Bill No. 600: Mazzoni—Aye; Ackerman, Baugh, Campbell, Morrissey, and Woods—No.

Assembly Bill No. 781: Ackerman, Campbell, Davis, Ducheny, Prenter, and Woods—Aye.

Assembly Bill No. 783: Battin, Campbell, Leach, Olberg, Runner, and Woods—Aye; Ackerman and Baugh—No.

Assembly Bill No. 1077: Ackerman, Ashburn, Campbell, Cunneen, Olberg, and Woods—Aye.

Assembly Bill No. 1266: Ackerman, Baugh, Campbell, Granlund, Olberg, Pacheco, and Woods—Aye.

Assembly Bill No. 1271: Ackerman, Campbell, Granlund, and Woods—Aye.

Assembly Bill No. 1331: Battin, Bordonaro, Caldera, Campbell, Goldsmith, Granlund, and Pacheco—Aye; Ackerman, Baugh, Olberg, Pringle, and Woods—No.

Assembly Bill No. 1335: Brown and Woods—Aye; Ackerman, Bordonaro, Campbell, and Takasugi—No.

Assembly Bill No. 1356: Baugh, Bordonaro, Bowen, Campbell, Morrissey, Morrow, and Prenter—Aye; Ackerman—No.

Assembly Bill No. 1413: Bordonaro, Caldera, Campbell, and Woods—Aye; Ackerman—No.

Assembly Bill No. 1433: Ackerman, Bordonaro, Campbell, and Woods—Aye.

Assembly Bill No. 94, Motion to Table Oller Amendments Set 6: Ackerman, Bordonaro, and Woods—No.

Assembly Bill No. 94: Ackerman, Baugh, Bordonaro, Campbell, McClintock, and Woods—Aye; Aroner—No.

Assembly Bill No. 135: Ackerman, Baugh, Bordonaro, Campbell, McClintock, Pacheco, and Woods—No.

Assembly Bill No. 70 and Urgency: Ackerman, Bordonaro, Campbell, McClintock, Sweeney, and Woods—Aye.

Assembly Bill No. 428: Campbell, Granlund, and Woods—No.

Assembly Bill No. 736: Ashburn, Campbell, Cunneen, Granlund, Pacheco, and Woods—Aye.

Assembly Bill No. 952: Battin, Bowler, Campbell, Cunneen, and Granlund—Aye.

Assembly Bill No. 955: Battin, Bowler, Campbell, and Woods—Aye; Pacheco—No.

Assembly Bill No. 1223: Bowler, Campbell, Granlund, and Woods—Aye.

Assembly Bill No. 1378: Baugh, Bowler, Campbell, and Woods—Aye.

Assembly Bill No. 1554: Bowler, Campbell, and Woods—Aye; Baldwin—No.

Assembly Bill No. 48, Motion to Table Runner Amendments: Bowler and Woods—No.

Assembly Bill No. 48: Battin, Campbell, and Pacheco—Aye; Bowler and Woods—No.

Assembly Bill No. 102: Bowler, Campbell, Poochigian, and Woods—Aye.

Assembly Bill No. 199: Bowler, Campbell, and Woods—Aye.

Assembly Bill No. 818: Bowler, Campbell, Pacheco, and Woods—No.

Assembly Bill No. 836: Battin, Baugh, Brown, Davis, Goldsmith, Kuykendall, and Martinez—Aye; Bowler, Campbell, Miller, Pacheco, Pringle, and Woods—No.

Assembly Bill No. 853: Baugh, Bowler, Campbell, Pacheco, and Woods—Aye; Baldwin—No.

Assembly Bill No. 1304: Bowler, Campbell, Mazzoni, Shelley, and Woods—Aye.

Assembly Bill No. 127: Aroner, Bowler, Caldera, Campbell, Cunneen, Ducheny, and Woods—Aye.

Assembly Bill No. 515: Baca, Bowler, Campbell, Pringle, and Woods—Aye

Assembly Bill No. 3: Battin, Bowler, Campbell, Torlakson, and Woods—Aye; Pringle—No.

Assembly Bill No. 501: Baldwin, Battin, Campbell, and Granlund—Aye.

Assembly Bill No. 659: Battin, Bowler, Campbell, Granlund, Morrissey, Pacheco, and Woods—Aye.

Assembly Bill No. 845: Gallegos and Prenter—Aye; Battin, Bowler, Campbell, Cunneen, Granlund, Pacheco, Pringle, and Woods—No.

Assembly Bill No. 1293: Campbell, Goldsmith, Honda, and Martinez—Aye; Poochigian and Woods—No.

Assembly Bill No. 1484: Ducheny, Havice, Martinez, and Mazzoni—Aye; Campbell, Goldsmith, and Woods—No.

Assembly Bill No. 1544: Aguiar, Baugh, Campbell, Goldsmith, McClintock, and Woods—Aye.

Assembly Bill No. 152: Campbell, Granlund, Perata, and Woods—Aye.

Assembly Bill No. 371: Campbell, Goldsmith, Granlund, and Woods—Aye.

Assembly Bill No. 614: Baugh, Campbell, Granlund, and Woods—Aye; Martinez—No.

Assembly Bill No. 686: Campbell, Figueroa, Goldsmith, Granlund, Perata, and Woods—Aye.

Assembly Bill No. 995: Campbell, Shelley, and Woods—Aye.

Assembly Bill No. 1264: Baca, Campbell, Figueroa, Martinez, Mazzoni, Perata, and Woods—Aye.

Assembly Bill No. 1345: Baca, Campbell, Figueroa, Granlund, Martinez, Perata, and Woods—Aye; Goldsmith—No.

Resolutions to Invoke Constitution and Suspend Rules: Bowen, Campbell, Ducheny, Martinez, and Woods—Aye.

Assembly Bill No. 550: Baugh—No.

Assembly Bill No. 278: Olberg—No.

Assembly Bill No. 1194: Papan—Aye; Woods—No.

Assembly Bill No. 1044: Campbell and Woods—Aye.

Assembly Bill No. 84: Bordonaro, Campbell, Goldsmith, Shelley, Sweeney, and Woods—Aye.

Assembly Bill No. 904: Campbell, Granlund, and Woods—Aye.

Assembly Bill No. 991: Campbell and Woods—No.

Assembly Constitutional Amendment No. 11: Campbell and Woods—No.

Assembly Bill No. 52: Baugh, Campbell, and Granlund—Aye.

Assembly Bill No. 51: Campbell, Ducheny, Granlund, Shelley, and Woods—Aye.

Assembly Bill No. 570: Granlund, Martinez, Murray, Olberg, and Woods—Aye; Mazzoni—No.

Assembly Bill No. 1346: Granlund—Aye; McClintock—No.

Assembly Bill No. 149: Granlund and Martinez—Aye; Aroner—No.

Assembly Bill No. 920: Bowler and Olberg—Aye.

Assembly Bill No. 1332: Davis—Aye.

Assembly Bill No. 761: Martinez—No.

Assembly Bill No. 786: Martinez—Aye.

Assembly Bill No. 1391: Bowen, Martinez, and Wildman—Aye.

Assembly Bill No. 1538: Migden and Washington—No.

Assembly Bill No. 1337: Kuykendall and Poochigian—Aye; Cunneen, Goldsmith, and Prenter—No.

Assembly Bill No. 1429: Cunneen—Aye.

Assembly Bill No. 271: Baugh, Leach, Olberg, Poochigian, and Takasugi—Aye.

Assembly Bill No. 592: Kaloogian—Aye.

Assembly Bill No. 1464: Kuykendall and Strom-Martin—Aye.

Assembly Bill No. 456: Goldsmith—No.

Assembly Bill No. 740: Machado—No.

Assembly Bill No. 1193: Kuykendall—Aye.

Assembly Bill No. 284: Pacheco—Aye.

Assembly Bill No. 39: Aguiar—Aye.

Assembly Bill No. 409: Alquist—Aye.

Assembly Bill No. 633: Havice—No.

MOTION TO ADJOURN

At 2:32 a.m., Assembly Member House moved that the Assembly do now adjourn.

Assembly Member Washington seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:33 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

Conference Committee

June 6, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Mike Honda to the Conference Committee on Assembly Bills 1006, 1400 and 1501 to replace Assemblymember Carole Migden for Monday, June 9, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 64—Knox and Leonard. Relative to clean fuel fleet vehicles.

AUTHOR'S AMENDMENTS

Committee on Education

June 5, 1997

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 1318

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 1318—An act to add Section 47605.5 to the Education Code, relating to education, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: May 28, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1457

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, June 5, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 74
Senate Bill No. 310
Senate Bill No. 328
Senate Bill No. 545

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 74—An act to amend Sections 6252 and 6258 of, to amend and renumber Section 6253 of, to add Sections 6252.5 and 6253 to, to add a heading as Article 1 (commencing with Section 6250) to Chapter 3.5 of, to add Article 2 (commencing with Section 6275) to Chapter 3.5 of, Division 7 of Title 1 of, to add and repeal Section 6255.5 of, to repeal Sections 6256, 6256.1, 6256.2, and 6257 of, and to repeal and add Section 6253.1 of, the Government Code, relating to records.

SENATE BILL NO. 310—An act to amend Section 12657 of, and to add Section 12661.5 to, the Water Code, relating to water.

SENATE BILL NO. 328—An act to amend Section 12657 of, and to add Sections 12670.10, 12670.12, 12670.14, and 12670.16 to, the Water Code, relating to water.

SENATE BILL NO. 545—An act to amend Sections 668 and 668.1 of, to add Section 658.6 to, and to repeal and add Section 658.5 of, the Harbors and Navigation Code, relating to vessels.

INTRODUCTION OF GUESTS

Assembly Member Aguiar, of the 61st Assembly District, introduced students, parents, and faculty of Gerald F. Litel Elementary School, of Chino.

Assembly Member Bordonaro, of the 33rd Assembly District, introduced Lillian Larson School students from San Miguel, accompanied by teacher Gary Shepard.

ADJOURNMENT

At 2:35 a.m., pursuant to the motion by Assembly Member House, the Assembly adjourned until 2:30 p.m., Monday, June 9, 1997, out of respect to the memory of Tanya Danielle Anderson, on motion of Assembly Member Oller; out of respect to the memory of Lillian Palermo, on motion of Assembly Member Frusetta; out of respect to the memory of Brittany Morgan Clarot, on motion of Assembly Member Cardoza; out of respect to the memory of Phyllis Herron, on motion of Assembly Member Shelley; out of respect to the memory of Harry Nishiura, on motion of Assembly Member Honda; out of respect to the memory of Jimmy Dean Battles, on motion of Assembly Member Aguiar; out of respect to the memory of Sergeant Bob Hermann, on motion of Assembly Member Knox; and in honor of Dick and Eleanor Crandall, on motion of Assembly Member Richter.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 5, 1997

The following measures were amended in the Assembly on this day:

AB	RN
52	9715593
677	9715574
822	9715533
1346	

SB	RN
18	9715418
1318	9713923

Daily Total:	**6**
Cumulative Total:	**2160**

Amendments were considered by the Assembly, but not adopted, to the following measures:

AB	
8	(Leach amendments, RN 9715525, laid upon the table)
23	(Oller amendments, RN 9715532, laid upon the table)
39	(Baldwin amendments, RN 9715480, laid upon the table)
48	(Runner amendments, laid upon the table)
94	(Cardoza amendments—Set 3, laid upon the table)
	(Kaloogian amendments—Set 4, laid upon the table)
	(Pringle amendments, presented by Oller—Set 5, laid upon the table)
	(Oller amendments—Set 6, laid upon the table)
247	(Runner amendments, RN 9714407, laid upon the table)
278	(Richter/Cunneen amendments, RN 9715502, laid upon the table)
366	(Kuykendall amendments—Set 1, laid upon the table)
	(Pringle amendments—Set 2, laid upon the table)
410	(Runner amendments—Set 2, laid upon the table)
1194	(Ashburn amendments, RN 9715585, laid upon the table)

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 6, 1997

The following measures were amended in the Assembly on this day:

AB	RN
592	9715628
909	
Daily Total:	**2**
Cumulative Total:	**2162**

Amendments were considered by the Assembly, but not adopted, to the following measures:

AB	
776	(Baldwin amendments, laid upon the table)
1419	(Campbell amendments, RN 9715529, laid upon the table)

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, June 9, 1997

EIGHTY-FIFTH SESSION DAY

ONE HUNDRED NINETIETH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, June 9, 1997

The Assembly met at 2:35 p.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Wayne moved a quorum call of the Assembly.

Motion carried. Time, 2:36 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 2:50 p.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—77:

Ackerman	Escutia	Machado	Richter
Aguiar	Figueroa	Margett	Runner
Alby	Firestone	Martinez	Scott
Alquist	Floyd	Mazzoni	Shelley
Aroner	Frusetta	McClintock	Strom-Martin
Ashburn	Gallegos	Migden	Sweeney
Baca	Goldsmith	Miller	Takasugi
Baldwin	Granlund	Morrissey	Thompson
Battin	Havice	Morrow	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bordonaro	Honda	Napolitano	Villaraigosa
Bowen	House	Olberg	Vincent
Bowler	Kaloogian	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	
Davis	Lempert	Prenter	
Ducheny	Leonard	Pringle	

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Lord, Help us to drink deeply from the promise of Your salvation, until we lose the thirst for the passing things of this world. Help us to live our lives always watching for You, to be wide awake when You come, to receive You with joy and to strive for Your likeness in everything we do.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Alby then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Baca, seconded by Assembly Member Battin.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Bustamante and Campbell.

On personal business, and waiving per diem: Assembly Member Caldera.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

June 9, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that I will be away on legislative business on Monday, June 9, 1997 and Tuesday, June 10 and will not be attending session or checking in.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 9, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Session on Monday, June 9, 1997 due to legislative business in my district.

Thank you for your consideration in this matter.

Sincerely,

BILL CAMPBELL, Assembly Member
Seventy-first District

COMMUNICATIONS

Conference Committee

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 9, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Tom Torlakson to the Conference Committee on Assembly Bills 1006, 1400 and 1501 to replace Assemblymember Antonio Villaraigosa for Monday, June 9, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
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. 1078

9 June 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: This is to clarify that I intended to vote no on AB 1078, File Number 309 on June 5. Due to a mechanical error, my vote was inaccurately recorded.

Sincerely,

CAROLE MIGDEN, Assembly Member
Thirteenth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 9, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 822
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, June 9, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 677
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, June 9, 1997

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 9th day of June, 1997, at 10:30 a.m.

E. DOTSON WILSON, Chief Clerk

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 30—Baca. Relative to McClellan Air Force Base.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Bill No.	*Committee*
1614	Rev. & Tax and TV. A. & I.T.

Senate Bill No.	*Committee*
60	Rls.
633	B. & F.
782	Health
805	G.O.
810	Trans.
843	Ed.
844	Trans.
849	W.,P. & W.
931	Pub. S.
951	P.E.,R. & S.S. and Pub. S.
952	Ins.
957	G.O.
971	Health
989	Nat. Res.
993	G.O.
1003	W.,P. & W.
1041	B. & F.
1078	Pub. S.
1104	Rev. & Tax.
1141	Ins.
1193	G.O. and Ed.

1196 ——————————Nat. Res.
1350 ——————————G.O. and E.,R. & C.A.
1351 ——————————E.,R. & C.A. and G.O.

AUTHOR'S AMENDMENTS
Committee on Transportation

June 9, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 612

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 612—An act to amend Sections 8102, 8103, 8105, 60041, 60201.2, 60201.3, 60472, 60501, 60502, 60505, and 60511 of, to add Sections 8108 and 8109 to, and to repeal Sections 7402, 7403, 7404, and 60510 of, the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

June 9, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 955

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 955—An act to add Section 1366.1 to the Health and Safety Code, and to add Section 10112.7 to the Insurance Code, relating to health care 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 Environmental Safety and Toxic Materials

June 9, 1997

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 373

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WAYNE, Chairman

SENATE BILL NO. 373—An act to add Section 106876 to the Health and Safety Code, and to amend Section 13627 of the Water Code, relating to water treatment.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 9, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Constitutional Amendment No. 6

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, 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 adding Section 20 to Article XVI thereof, relating to governmental finance.

Resolution read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Agriculture

June 9, 1997

Mr. Speaker: The Chair of your Committee on Agriculture reports:

Senate Bill No. 498

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CARDOZA, Chairman

SENATE BILL NO. 498—An act to amend Sections 75030 and 75051 of the Food and Agricultural Code, relating to agriculture.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Local Government

June 9, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 1615

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

ASSEMBLY BILL NO. 1615—An act to amend Sections 66452.6 and 66463.5 of the Government Code, relating to land use, 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: June 9, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 29

With the recommendation: Be adopted.

PERATA, Chairman

Above resolution ordered on file.

Date of Hearing: June 9, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 62

With the recommendation: Be adopted.

PERATA, Chairman

Above resolution ordered on file.

Date of Hearing: June 9, 1997

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 31

Senate Concurrent Resolution No. 36

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolutions be placed on the Consent Calendar.

PERATA, Chairman

Above resolutions ordered on file.

ADJOURN IN MEMORY

Assembly Member Wayne was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Susan K. Mosich, of Del Mar.

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sean Duffey, of Davis.

Assembly Member Cardenas was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Eva Carr, of North Hollywood; Robert L. Manning, of Lakeview Terrace; Werry S. Tjia, of North Hills; and Sonnia Anzveto de Guillermo, of Pacoima.

REQUEST FOR PHOTOGRAPHER

Assembly Member Cardoza was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

RECESS

By unanimous consent, at 2:54 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Members Cardoza and House introduced Karen Mathews, Clerk-Recorder, Registrar of Voters, and Commissioner of Civil Marriages for the County of Stanislaus, and presented a resolution commending her for promoting community welfare.

Karen Mathews then addressed the assemblage.

REASSEMBLED

At 2:56 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Martinez announced that the Committee on Utilities and Commerce would meet today, upon adjournment of Floor session, in Room 444.

ADJOURN IN MEMORY

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 Florence S. Whitcomb, of Paradise, Butte County.

COMMITTEE MEETING CANCELED

Assembly Member Davis announced that the meeting of the Committee on Consumer Protection, Governmental Efficiency and Economic Development scheduled for tomorrow has been canceled.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1457—An act to add Article 2.5 (commencing with Section 38640) to Chapter 10 of Part 2 of Division 3 of Title 4 of the Government Code, relating to multilingual outreach.

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
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 107 (Ducheny)—An act 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.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly refused to concur in Senate amendments by the following vote:

AYES—2

Ducheny	Martinez

NOES—71

Ackerman	Davis	Lempert	Prenter
Aguiar	Escutia	Leonard	Pringle
Alby	Figueroa	Machado	Runner
Alquist	Firestone	Margett	Scott
Aroner	Frusetta	Mazzoni	Shelley
Ashburn	Gallegos	McClintock	Strom-Martin
Baca	Goldsmith	Migden	Sweeney
Baldwin	Granlund	Miller	Takasugi
Battin	Havice	Morrissey	Thompson
Baugh	Hertzberg	Morrow	Thomson
Bordonaro	Honda	Murray	Torlakson
Bowen	House	Napolitano	Villaraigosa
Bowler	Kaloogian	Olberg	Washington
Brewer	Keeley	Oller	Wayne
Brown	Knox	Ortiz	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	

ASSEMBLY BILL NO. 550 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Migden was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 550 was refused passage; and that the bill be placed upon the inactive file.

MOTION TO RECONSIDER ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 11

Request for Reconsideration

In compliance with a motion given on a previous day, Assembly Member Bowen requested unanimous consent that the vote be reconsidered whereby Assembly Constitutional Amendment No. 11 was refused adoption.

Assembly Member Floyd withheld unanimous consent.

Parliamentary Inquiry

Assembly Member Granlund arose to the following parliamentary inquiry:

In the absence of unanimous consent, is the motion before the Body for vote?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the motion is before the Body and the question of reconsideration requires 54 votes to carry.

Motion to Reconsider Assembly Constitutional Amendment No. 11 Continued

Assembly Member Bowen was granted unanimous consent that the motion to reconsider the vote on Assembly Constitutional Amendment No. 11 be continued until Thursday, June 12, 1997.

ASSEMBLY BILL NO. 740 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Washington was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 740 was refused passage; and that the bill be placed upon the inactive file.

ASSEMBLY BILL NO. 695 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Kuehl was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 695 was refused passage; and that the bill be placed upon the inactive file.

ASSEMBLY BILL NO. 80 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Ducheny was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 80 was refused passage; and that the bill be placed upon the inactive file.

ASSEMBLY BILL NO. 900 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Cardenas was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 900 was refused passage; and that the bill be placed upon the inactive file.

ASSEMBLY BILL NO. 1359 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Bowen was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 1359 was refused passage; and that the bill be placed upon the inactive file.

ADJOURN IN MEMORY

Assembly Member Scott was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ernestine Richter Avery, library supporter and philanthropist, from Pasadena.

JOINT RULE 62(a) WAIVED

Assembly Member Perata was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 60 for hearing in the Committee on Rules on Thursday, June 12, 1997.

CONGRATULATIONS EXTENDED

On behalf of Assembly Member Campbell, Assembly Member Takasugi announced the birth of Courtney Lynn Becker, born on June 8, 1997, to Robert and Cathy Becker, and was joined by the Members of the Assembly in extending congratulations.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Thomson on the occasion of her birthday.

MOTION TO ADJOURN

At 3:33 p.m., Assembly Member House moved that the Assembly do now adjourn.

Assembly Member Napolitano seconded the motion.

Motion carried.

VOTE ADDS

The following Assembly Member was granted unanimous consent to record his vote on the following item:

Assembly Bill No. 107, Concurrence: Takasugi—No.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 3:34 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 9, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymembers Denise Ducheny, Gary Miller and Martha Escutia to the Conference Committee on Assembly Bill 107.

Thank your for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ADJOURNMENT

At 6 p.m., pursuant to the motion by Assembly Member House the Assembly adjourned until 7 a.m., Tuesday, June 10, 1997, out of respect to the memory of Susan K. Mosich, on motion of Assembly Member Wayne; out of respect to the memory of Sean Duffey, on motion of Assembly Member Thomson; out of respect to the memory of Florence S. Whitcomb, on motion of Assembly Member Richter; out of respect to the memory of Ernestine Richter Avery, on motion of Assembly Member Scott; and out of respect to the memory of Sonnia Anzueto de Guillermo, Werry S. Tjia, Robert L. Manning, and Eva Carr, on motion of Assembly Member Cardenas.

SHEILA JAMES KUEHL, Speaker pro Tempore

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 9, 1997

The following measures were amended in the Assembly on this day:

AB	RN
1457	9714748
1615	9715630

ACA	RN
6	9713116

SB	RN
373	9715592
498	9715691
612	9715452
955	9715511

Daily Total: 7
Cumulative Total: 2169

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, June 10, 1997

EIGHTY-SIXTH SESSION DAY

ONE HUNDRED NINETY-FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, June 10, 1997

The Assembly met at 7 a.m.
Hon. Elaine Alquist, Assembly Member, 22nd 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	Ducheny	Leonard	Pringle
Aguiar	Escutia	Machado	Richter
Alby	Figueroa	Margett	Runner
Alquist	Firestone	Martinez	Scott
Aroner	Floyd	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	
Davis	Lempert	Prenter	

Quorum present.

At 2:55 p.m., Hon. Jim Morrissey, 69th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Member Bustamante.

Because of illness: Assembly Member Brown.

(NOTE: For letter explaining the absence of Assembly Member Bustamante on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Monday, June 9, 1997.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 10, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Mike Honda to the Assembly Public Employees, Retirement and Social Security Committee replacing Assemblymember Carole Migden for Wednesday, June 11, 1997 only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 10, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1457

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, June 10, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1615

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, June 10, 1997

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.

AUTHOR'S AMENDMENTS

Committee on Rules

June 10, 1997

Mr. Speaker: The Chair of your Committee on Rules reports:

Senate Bill No. 60

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PERATA, Chairman

SENATE BILL NO. 60—An act to amend Section 7351 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

June 10, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 354

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 354—An act to amend Section 5101.3 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

June 10, 1997

Mr. Speaker: The Chair of your Committee Health on reports:

Assembly Bill No. 1312

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

ASSEMBLY BILL NO. 1312—An act to amend Section 19553 of the Revenue and Taxation Code, and to amend Sections 14007.1, 14014, and 14133.15 of, and to add Sections 14013.1 and 14014.1 to, the Welfare and Institutions Code, relating to human services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

June 10, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 225

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 225—An act to amend Section 65080 of the Government Code, and to amend Section 99317 of the Public Utilities Code, relating to transportation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Insurance

Date of Hearing: June 10, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 453

With the recommendation: Do pass.

FIGUEROA, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 10, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 212
Senate Bill No. 511

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

FIGUEROA, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 10, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 132

With the recommendation: Do pass, and be re-referred to the Committee on Labor and Employment with recommendation: To Consent Calendar.

FIGUEROA, Chairwoman

Above bill re-referred to the Committee on Labor and Employment.

Date of Hearing: June 10, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 203

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.

FIGUEROA, Chairwoman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, June 10, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Thompson, Peace and Wright as a Committee on Conference concerning:

Assembly Bill No. 107.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

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. 1457, ordered to third reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 10, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 62
Assembly Joint Resolution No. 29

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered on file.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Joint Legislative Audit Committee, on Wednesday, June 18, 1997, at 8:30 a.m., in Room 444.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, June 11, 1997.

SHEILA JAMES KUEHL, Speaker pro Tempore

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 10, 1997

The following measures were amended in the Assembly on this day:

AB	RN
1312	9715738

SB	RN
60	9715742
225	9715693
354	9715598

Daily Total:	4
Cumulative Total:	2173

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, June 11, 1997

EIGHTY-SEVENTH SESSION DAY

ONE HUNDRED NINETY-SECOND CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, June 11, 1997

The Assembly met at 7 a.m.
Hon. Valerie Brown, Assembly Member, 7th 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	Ducheny	Leonard	Richter
Aguiar	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	
Davis	Lempert	Pringle	

Quorum present.

At 2:07 p.m., Hon. Bill Leonard, 63rd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Alby and Migden.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

June 11, 1997

Speaker Cruz Bustamante
State Capitol, Room 219
Sacramento, California

Speaker Bustamante,

I will be in my district on June 11, 1997 conducting legislative business and will be unable to check-in for session. If you have questions regarding this matter, please contact Paul D'Andrea in my Capitol Office at (916) 445-4445.

Cordially,

BARBARA ALBY, Assembly Member
Fifth District

10 June 1997

The Honorable Cruz M. Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I am requesting to be excused from check-in session tomorrow, June 11, to attend to legislative business in my district.

Thank you for your consideration of this request.

Sincerely,

CAROLE MIGDEN, Assembly Member
Thirteenth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 10, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Valerie Brown to the Assembly Education Committee replacing Assemblymember Virginia Strom-Martin for Wednesday, June 11, 1997 only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 11, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Dion Aroner to the Assembly Education Committee replacing Assemblymember Scott Wildman for Wednesday, June 11, 1997 only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 11, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1312

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

AUTHOR'S AMENDMENTS

Committee on Environmental Safety and Toxic Materials

June 11, 1997

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 659

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WAYNE, Chairman

SENATE BILL NO. 659—An act to amend Section 25404.3 of the Health and Safety Code, relating to hazardous waste and materials.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Water, Parks and Wildlife

June 11, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 144
Senate Bill No. 183
Senate Bill No. 849

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 144—An act to add Section 8280.7 to, and to repeal Section 8599.6 of, the Fish and Game Code, relating to fish.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 183—An act to amend Section 7381 of the Fish and Game Code, relating to fish, 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. 849—An act to amend Sections 1260, 1270, 1271, 1331, 1345, and 1351 of, to add Sections 1055.4, 1332, 1333, 1334, and 1335 to, to add Article 4 9commencing with Section 1275) to Chapter 2 of Part 2 of Division 2 of, and to repeal and add Sections 1346 and 1347 of, the Water Code, relating to water.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

June 11, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Assembly Bill No. 482

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

ASSEMBLY BILL NO. 482—An act to add Section 4081 to the Welfare and Institutions Code, relating to human services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 11, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 68

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 68—An act to amend Sections 125.7, 495, 652, 1247.66, 1267, 1310, 1322, and 2295 of the Business and Professions Code, to add Section 11410.60 to the Government Code, to amend Sections 1280, 1280.1, 1295, 1337.9, 1408, 1410, 1428, 1437, 1615, 1618, 1639.4, 1643.1, 1728.2, 1736, 1736.5, 106715, 108900, 11645, 115145, 116425, and 11665 of, and to add Section 100171 to, the Health and Safety Code, to add Section 1953.5 to the Unemployment Insurance Code, and to amend Sections 14088.23, 14123, 14123.2, 14126.50, 14171, 14171.5, and 14171.6 of the Welfare and Institutions 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 Judiciary

June 11, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 618

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 618—An act to amend Section 1195 of the Civil Code, and to amend Sections 8205, 8206, 8207, and 8214.1 of, and to add Section 8204.1 to, the Government Code, relating to notaries public.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Housing and Community Development

June 11, 1997

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 259

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 259—An act to amend Sections 18550, 18551, 18551.1, 18555, and 18611 of the Health and Safety Code, relating to mobilehome parks.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Housing and Community Development

June 11, 1997

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 109

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

ASSEMBLY BILL NO. 109—An act to add Sections 17206.5 and 24342.5 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 11, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Constitutional Amendment No. 22

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 22—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 2 of Article XIII A thereof, relating to taxation.

Resolution read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Public Employees, Retirement and Social Security

Date of Hearing: June 11, 1997

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 419

With the recommendation: Do pass.

KNOX, Chairman

Above bill ordered to second reading.

Date of Hearing: June 11, 1997

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 1024
Senate Bill No. 1025
Senate Bill No. 1192

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.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

SENATE BILL NO. 453—An act to amend Section 27 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 203—An act to amend Sections 10163.2, 10489.2, and 10489.3 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9:30 a.m., Thursday, June 12, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 11, 1997

The following measures were amended in the Assembly on this day:

AB	RN
109	9715835
482	9715748
ACA	**RN**
22	9715349
SB	**RN**
68	9715759
144	9715681
183	9714814
259	9715841
618	9715665
659	9715596
849	9714194
Daily Total:	**10**
Cumulative Total :	**2183**

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 12, 1997

EIGHTY-EIGHTH SESSION DAY

ONE HUNDRED NINETY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 12, 1997

The Assembly met at 9:30 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Baca 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 9:45 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

Ackerman	Davis	Leach	Perata
Aguiar	Ducheny	Lempert	Poochigian
Alby	Escutia	Leonard	Pringle
Alquist	Figueroa	Machado	Richter
Aroner	Firestone	Margett	Runner
Ashburn	Floyd	Martinez	Shelley
Baca	Frusetta	Mazzoni	Strom-Martin
Baldwin	Gallegos	McClintock	Sweeney
Battin	Goldsmith	Migden	Thompson
Baugh	Granlund	Miller	Thomson
Bordonaro	Havice	Morrissey	Torlakson
Bowler	Hertzberg	Morrow	Villaraigosa
Brewer	Honda	Murray	Vincent
Brown	House	Napolitano	Washington
Caldera	Kaloogian	Olberg	Wayne
Campbell	Keeley	Oller	Wildman
Cardenas	Knox	Ortiz	Woods
Cardoza	Kuehl	Pacheco	Wright
Cunneen	Kuykendall	Papan	Mr. Speaker

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, Prenter, Scott, and Takasugi.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

June 4, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: On Thursday, June 12th, I will be in my district office attending meetings. I am writing to request that I be excused from session on legislative business.

Please feel free to contact me should you have any questions.

Sincerely,

DEBRA BOWEN, Assembly Member
Fifty-third District

June 11, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I respectfully request to be excused from Session on Thursday, June 12 due to legislative business in my district.

Thank you for your attention to this matter. Please do not hesitate to contact me or my staff with any questions or problems with this request.

Sincerely,

ROBERT PRENTER, Assembly Member
Thirtieth District

May 30, 1997

The Honorable Cruz Bustamante
Speaker of the California Assembly
Capitol, Room 219

Dear Speaker Bustamante,

I respectfully request an excused absence on Thursday, June 12. I have been invited to be the keynote speaker at the annual Business Outlook Luncheon sponsored by the Urban League in Pasadena. This is one of the important events of the year in which the Urban League invites the business community of the Pasadena area. Many tables are purchased by these businesses and the attendance is normally several hundred people.

This will be an excellent opportunity for me to interact with the business community, and to hear their concerns regarding legislative issues of importance to California business. I believe that this speaking engagement is of sufficient importance to justify my absence on Thursday, June 12. I will be happy to leave at the latest possible time and to return as soon as possible, if my presence is needed in Sacramento.

Sincerely yours,

JACK SCOTT, Assembly Member
Forty-fourth District

June 9, 1997

Hon. Cruz Bustamante
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 Thursday, June 12, 1997 due to legislative business. I have been invited by the Consul General of Japan to an event honoring Their Majesties the Emperor and Empress of Japan during their visit to Los Angeles.

Thank you for your consideration of my request.

Sincerely,

NAO TAKASUGI, Assembly Member
Thirty-seventh District

REQUEST FOR PHOTOGRAPHER

Assembly Members House, Kuykendall, and Ortiz were granted unanimous consent that photographers be permitted on the Floor of the Assembly.

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Lord, Master of existence, we do not rely on our own good deeds but on Your great mercy as we lay our needs before You. For in Your presence, the powerful are as nothing, the famous as if they had never existed, the learned as if without knowledge, and the intelligent as if without insight. Nothing compares to the purity of our soul. Keep our soul in Your loving care, Lord, until it must give its account and reckoning before the judgment seat of Your glory.—AMEN.

PRESENTATION OF COLORS

The Presentation of Colors by the Marine Color Guard USMC Recruiting Station, Sacramento, led by SSgt Sanders and Members of the USMC Marching Band, San Diego, led by Drum Major Bennet and Band Officer Simons, was followed by the Pledge of Allegiance led by Assembly Members Morrow and Kuykendall.

RECESS

By unanimous consent, at 9:52 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests:

In connection with the Capitol's Legislative Marines annual recognition of California's top Marine Corps noncommissioned officers honored at the annual Legislative Marines Awards Dinner, Assembly Members Morrow and Kuykendall introduced Colonel Mitchell Paige, USMC (Ret.), Medal of Honor Recipient, World War II; Colonel Robert J. Modrzejewski, USMC (Ret.), Medal of Honor Recipient, Vietnam; and Colonel William Barber USMC (Ret.), Medal of Honor Recipient, Korean War; and the following honorees: SSgt Leslie J. Boakley, USMC, Vargas Award Recipient; GySgt Erik W. Aliste, USMC, Modrzejewski Award Recipient; Sergeant William M. Giorgi, USMC, Barber Award Recipient; SSgt Kraig A. Meyer, USMC, Swett Award Recipient; Sergeant David K. Oldfield, USMC, Wilson Award Recipient; Sergeant Michael E. Peregrine, USMC, Howard Award Recipient; SgtMajor Ronald D. Slater, USMC, LtCol Thomas B. Sward, USMC, Mitchell Paige Commandants' Award.

Assembly Members Morrow and Kuykendall (on behalf of Senators Ayala and Craven) then presented a resolution to Colonel Mitchell Paige, USMC (Ret.) for his outstanding contributions to his nation, the United States Marine Corps, and the State of California and extended highest commendation and deepest appreciation, whereupon Colonel Paige addressed the assemblage.

REASSEMBLED

At 9:58 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Ducheny, seconded by Assembly Member Aguiar.

PETITIONS

A petition relative to the vote requirement for tax increase measures, pursuant to California Constitution Art. XIII A (3), Proposition 13, was presented by Assembly Member Goldsmith and signed by the following Members: Assembly Members Ackerman, Aguiar, Alby, Ashburn, Baldwin, Battin, Baugh, Bordonaro, Bowler, Brewer, Campbell, Cunneen, Firestone, Frusetta, Goldsmith, Granlund, House, Kaloogian, Kuykendall, Leach, Leonard, Margett, McClintock, Miller, Morrissey, Morrow, Olberg, Oller, Pacheco, Poochigian, Prenter, Pringle, Richter, Runner, Takasugi, Thompson, and Woods.

Referred by the Speaker to the Committee on Rules pursuant to Assembly Rule 43.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Migden requested unanimous consent to print an Opinion of Legislative Counsel in the Journal.

Assembly Member Battin withheld unanimous consent.

Motion to Print in Journal

Assembly Member Villaraigosa moved that the Legislative Counsel Opinion requested by Assembly Member Migden be printed in the Journal.

Assembly Member Baca seconded the motion.

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

Is Assembly Member Villaraigosa's motion to print an Opinion of Legislative Counsel or a letter from Assembly Member Migden, in the Journal?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the motion by Assembly Member Villaraigosa is to print an Opinion of Legislative Counsel in the Journal.

Motion to Refer Legislative Counsel Opinion to Committee

Assembly Member Kaloogian moved that the Opinion of Legislative Counsel be referred to the Committee on Rules.

Assembly Member Kuykendall seconded the motion.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Kaloogian moved a call of the Assembly.

Motion carried. Time, 10:20 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 822, on request of Assembly Member Aroner.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO REFER LEGISLATIVE COUNSEL OPINION TO COMMITTEE

At 10:21 a.m., on motion of Assembly Member Kaloogian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Kaloogian motion to refer the Legislative Counsel Opinion requested by Assembly Member Migden to the Committee on Rules lost by the following vote:

AYES—35

Ackerman	Brewer	Kuykendall	Oller
Aguiar	Campbell	Leach	Pacheco
Alby	Cunneen	Leonard	Poochigian
Ashburn	Firestone	Margett	Pringle
Baldwin	Frusetta	McClintock	Richter
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Thompson
Bordonaro	House	Morrow	Woods
Bowler	Kaloogian	Olberg	

NOES—40

Alquist	Figueroa	Machado	Strom-Martin
Aroner	Floyd	Martinez	Sweeney
Baca	Gallegos	Mazzoni	Thomson
Brown	Havice	Migden	Torlakson
Caldera	Hertzberg	Murray	Villaraigosa
Cardenas	Honda	Napolitano	Vincent
Cardoza	Keeley	Ortiz	Washington
Davis	Knox	Papan	Wayne
Ducheny	Kuehl	Perata	Wildman
Escutia	Lempert	Shelley	Wright

FURTHER CONSIDERATION OF VILLARAIGOSA MOTION TO PRINT IN JOURNAL

The question being on the Villaraigosa motion to print the Legislative Counsel Opinion in the Journal, as requested by Assembly Member Migden.

Motion carried by the following vote:

AYES—41

Alquist	Floyd	Martinez	Thomson
Aroner	Gallegos	Mazzoni	Torlakson
Baca	Goldsmith	Migden	Villaraigosa
Brown	Havice	Murray	Vincent
Caldera	Hertzberg	Napolitano	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Papan	Wildman
Davis	Knox	Perata	Wright
Ducheny	Kuehl	Shelley	
Escutia	Lempert	Strom-Martin	
Figueroa	Machado	Sweeney	

NOES—22

Ackerman	Campbell	Leonard	Pacheco
Battin	Firestone	Margett	Pringle
Baugh	Granlund	McClintock	Thompson
Bordonaro	House	Miller	Woods
Bowler	Kaloogian	Morrow	
Brewer	Leach	Olberg	

OPINION OF LEGISLATIVE COUNSEL

The following Opinion of Legislative Counsel was printed in the Journal pursuant to the above motion:

Sacramento, California
June 5, 1997

The Honorable Carole Migden
2114 State Capitol

Assembly Committee on Appropriations:
Roll Call Votes — #15578

Dear Ms. Migden: You have asked whether the Assembly Committee on Appropriations is required to transmit to the Chief Clerk of the Assembly a copy of a record of a roll call vote taken by the committee on a motion to hold in committee, as applied to a bill that is on the committee's suspense file. You also have asked, in the event that this transmittal is required, that we identify any consequence that applies to the failure to transmit a copy of that record.

Subject to the Joint Rules of the Senate and Assembly, the standing rules adopted by the Assembly govern the conduct of all Assembly committee meetings (A.R. 55 of the Standing Rules of the Assembly for the 1997–98 Regular Session; see H.R. 1, *Assembly Journal,* December 2, 1996, at p. 53). The primary rule governing roll call votes in Assembly committees is Assembly Rule 58.5, which reads, in pertinent part, as follows:

"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.

* * *

"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 committee."

Thus, Assembly Rule 58.5 generally requires that a committee vote be by roll call "[w]hen a standing committee . . . takes action on a bill, including reconsideration"; parallel wording is set forth in subdivision (c) of Joint Rule 62 of the Joint Rules of the Senate and Assembly for the 1997–98 Regular Session (see S.C.R. 1, adopted as Res. Ch. 41, Stats. 1997). Assembly Rule 58.5 requires each such roll call vote taken in a standing committee to be recorded by the committee secretary, who is required to submit a copy of the record of the roll call votes to the Assembly Floor Analysis Unit, and the chairperson of the committee is required to promptly transmit a copy of that record to the Chief Clerk of the Assembly (see also J.R. 62).

With respect specifically to the suspense file maintained by the Assembly Committee on Appropriations, Assembly Rule 58.2 reads as follows:

"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." [1]

---

[1] Assembly Rule 58.2 thus creates, for the Assembly Committee on Appropriations, an implied exception from Assembly Rule 58, which imposes the general requirement that committees "act upon bills referred to them as soon as practicable, and when acted upon each bill shall be reported back to the Assembly forthwith."

It is the practice of the Assembly Committee on Appropriations to periodically schedule a hearing for the purpose of considering the bills that have been placed on its suspense file pursuant to Assembly Rule 58.2. At that hearing, it is customary for a committee member who opposes removing a bill from the suspense file to make the motion that the bill be "held in committee," thus proposing, in effect, that the bill remain on the suspense file. You have informed us that it is the longstanding custom and practice of the Assembly Committee on Appropriations to take a roll call vote on a motion to hold a bill in committee, or to substitute a roll call from a prior bill, but not to transmit a copy of a record of that vote to the Chief Clerk of the Assembly.

As quoted above, Assembly Rule 58.5 requires that a roll call vote be taken "[w]hen a standing committee . . . takes action on a bill," specifies that "[a]ll roll call votes taken in a standing committee . . . shall be recorded by the committee secretary," and further requires that a copy of the record of the roll call votes be transmitted to the Chief Clerk of the Assembly and to the Assembly Floor Analysis Unit. The first issue to be determined, therefore, is whether this recordation and transmittal requirement applies to literally all roll call votes taken in the Assembly Committee on Appropriations or, alternatively, to only those committee votes to take "action" on a bill that are required by Assembly Rule 58.5 to be taken as roll call votes.

We are guided in our analysis by reference to the principles of interpretation that a statute is to be construed so as to be given a reasonable result consistent with the legislative purpose, in light of the context of the legislation and its apparent objective (*Cossack* v. *City of Los Angeles,* 11 Cal. 3d 726, 732–733; see *Clean Air Constituency* v. *California State Air Resources Bd.,* 11 Cal. 3d 801, 813), and so as to harmonize its various parts within the legislative purpose of the statute as a whole (*People* v. *Black,* 32 Cal. 3d 1, 5; *Wells* v. *Marina City Properties, Inc.,* 29 Cal. 3d 781, 788). In accordance with those principles, it is our view that the "roll call votes" that the second sentence of Assembly Rule 58.5 requires to be recorded should be deemed to mean the same roll call votes that are required, by the first sentence of that rule, to be taken when a standing committee takes action on a bill.

Therefore, we conclude that the requirement of Assembly Rule 58.5 that roll call votes taken in a standing committee be recorded, and thereafter reported, applies only to the committee votes to take "action" on a bill that are required by that rule to be taken as roll call votes, and not to votes that a committee elects in its discretion to take as roll call votes.

The next issue to be resolved, accordingly, is whether the requirement of Assembly Rule 58.5 that a roll call vote be taken "[w]hen a standing committee . . . takes action on a bill" applies to a vote taken by the Assembly Committee on Appropriations on the motion to hold in committee a bill on the suspense file of the committee.

The adoption of a motion to hold in committee, as applied to a bill that currently is on the suspense file of the Assembly Committee on Appropriations, has the result that the bill remains on the suspense file, and thus does not change the status of the bill. Moreover, the bill would remain on the suspense file, in our view, even if the motion to hold in committee fails. Consistent with the principle that there must be a vote in the affirmative of at least a majority of the votes cast for a deliberative body to make a decision or take action (see Mason, *Manual of Legislative Procedure* (1989 ed.; hereafter "Mason's Manual"), Secs. 43–6 and 43–7; see also A.R. 10), [2] we think that the removal of a bill from the suspense file of the Assembly Committee on Appropriations requires the adoption of an affirmative motion to that effect (see A.R. 58.2), and would not be accomplished, for example, by the failure of a motion to hold the bill in committee.

Because the result of the motion to hold in committee, as applied to a bill on the suspense file of the Assembly Committee on Appropriations, is simply to confirm the existing status of the bill, and that status is not altered whether the motion is adopted or rejected by the committee, we conclude that the committee's vote on that motion does not constitute "action" by the committee on the bill in question so as to apply the requirement of Assembly Rule 58.5 that a roll call vote be taken on the motion.

This result is consistent, moreover, with the custom and practice of the Assembly Committee on Appropriations that interprets Assembly Rule 58.5 not to apply to the committee's vote on a motion to hold a bill in committee. In this regard, Section 39(1) of Mason's Manual provides that, when a certain mode of procedure has been adopted by a deliberative body in every case of a similar character over time, a succession of precedents is accumulated, forming a regular system of procedure that is binding upon the body once established (subject to revision through the subsequent adoption of different rules; see Mason's Manual, Secs. 22 and 510).

To summarize, it is our opinion that the applicable rules do not require the Assembly Committee on Appropriations to transmit to the Chief Clerk of the Assembly a copy of a record of a roll call vote taken by the committee on a motion to hold in committee a bill on the committee's suspense file. [3]

Very truly yours,

BION M. GREGORY
Legislative Counsel

By
JEFFREY A. DELAND
Deputy Legislative Counsel

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[2] As an express exemption to this general principle, Joint Rule 62 requires that a bill that fails to receive the necessary votes to pass it out of committee, or upon failure to receive reconsideration, be returned to the house of the committee, to receive no further consideration during the session.

[3] In light of this conclusion, there is no need to address your second question.

REQUEST FOR PHOTOGRAPHER

Assembly Member House was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

RECESS

By unanimous consent, at 10:34 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Members House and Cardoza introduced Mrs. Marsha Borelli-Silva, her husband Jerry Silva, and friend Velma Stevens. Marsha Borelli-Silva was honored by the Academy of Independent Recording Artists, Nashville, Tennessee, for the 1996 Patriotic Song of the Year, "Remember America" whereupon she performed for the Members of the Assembly.

REASSEMBLED

At 10:45 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

JOINT RULE 62(a) WAIVED

Assembly Member Perata was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1611 for hearing in the Committee on Transportation today, upon adjournment of Floor session.

RE-REFERENCE OF BILLS

On behalf of Assembly Member Murray, Assembly Member Perata was granted unanimous consent that Senate Bill No. 225 be re-referred from the Committee on Transportation to the Committee on Insurance.

MOTION TO PRINT IN JOURNAL

Assembly Member Goldsmith moved that the petition he presented earlier be printed in the Journal.

Assembly Member Battin seconded the motion.

Time for Debate Yielded

Assembly Member Goldsmith was granted unanimous consent to yield his remaining time to open debate to Assembly Member Kaloogian.

Point of Order

Assembly Member Villaraigosa arose to the following point of order:

That Assembly Member Goldsmith limit debate to the propriety of the motion to print a petition in the Journal.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

The question being on the motion by Assembly Member Goldsmith to print a petition in the Journal.

Motion lost by the following vote:

AYES—34

Aguiar	Campbell	Leach	Pacheco
Alby	Cunneen	Leonard	Poochigian
Ashburn	Firestone	Margett	Pringle
Baldwin	Frusetta	McClintock	Richter
Battin	Goldsmith	Miller	Runner
Baugh	Granlund	Morrissey	Thompson
Bordonaro	House	Morrow	Woods
Bowler	Kaloogian	Olberg	
Brewer	Kuykendall	Oller	

NOES—38

Alquist	Floyd	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Baca	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Davis	Knox	Perata	Wright
Ducheny	Kuehl	Shelley	Mr. Speaker
Escutia	Lempert	Strom-Martin	
Figueroa	Martinez	Sweeney	

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 the Goldsmith motion to print a petition in the Journal.

ADJOURN IN MEMORY

Assembly Members Bowler and Ortiz were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bill Conlin, of Sacramento.

Assembly Members Sweeney and Figueroa were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Leon Mezzetti, Sr., who served as Mayor of Fremont from 1980–1985.

Assembly Member Battin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dennis James, of Rancho Mirage.

Assembly Member Keeley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of former State Senator Fred Farr, of Carmel-by-the-Sea, father of former Assembly Member, Congressman Sam Farr, and that the following newspaper articles be printed in the Journal:

Fred Farr's influence will be long cherished

—*Santa Cruz Sentinel* June 12, 1997

• FARR—From protecting the coast to helping farmworkers, the former state senator was a true public servant.

FRED FARR probably was better known in Monterey County than Santa Cruz. But Farr, who died Tuesday in Monterey, cast a long shadow on policy makers throughout the Central Coast.

His list of accomplishments is impressive enough: a former state senator, and influential Democrat, an environmentalist before that became a political necessity in these parts, the guiding force behind California's scenic highways, and the father of Congressman Sam Farr.

Those who knew him remember him not only for these deeds and for his family, but for his spirit and service to those who could least help themselves.

"For me, Fred Farr was a bigger than life character who stretched across the political landscape," said Democratic state Assemblyman Fred Keeley, one of the leaders of the current generation of local politicians.

Farr was one of those 1960s Democrats serving when Pat Brown was governor. He had big dreams for the state, and followed through with the public policy to make those dreams a reality.

Keeley said Farr believed "government could actually do good if it was thoughtful public policy."

A liberal Democrat who fought against the death penalty, Farr was on a first name basis with presidents Kennedy and Johnson. In 1963, he hand-delivered a birthday present to Kennedy in Washington D.C.—a reapportionment plan for California that gave the president two more Democratic seats in Congress.

Representing a district in which farmers and growers were a powerful political force, Farr got a law passed that required toilets in the fields for farmworkers. He would later say it was his proudest legislative deed.

Anyone who knew the Farrs, or who watched the careers of father and son, knew how close Fred and Sam were, and how influential the elder Farr was in the political fortunes of his offspring.

"He was always there for me," is how Sam Farr put it after his dad's death. Fred Farr lived through tragedy, losing his wife to cancer and a daughter, but remained committed to helping people. "He loved and respected everyone," said his son.

Consider that it was Farr who is credited with saving the incomparable Big Sur coastline from a four-lane highway, which is what the state wanted to replace the twisting, beautiful stretch of Highway 1. Farr was appointed by Lyndon Johnson as highway beautification coordinator for the U.S. Department of Transportation in 1967. His legacy includes more than 1,000 miles of scenic roadways

in the state, roads that are marked with the special California poppy symbol.

He also spearheaded the effort to keep an oil refinery out of Moss Landing.

"Fred was the first true environmentalist," said Tom Rees, the former state legislator and congressman who served with Farr.

Farr's state Senate seat was redistricted by the Legislature in 1966 and he ran unsuccessfully in the new district, which included Santa Cruz County. He lost again in 1969, in a bid for the state Assembly, a seat his son would later hold.

Farr never stopped working for the people of this region, or for the Central Coast—as a lawyer, as president of the California State Historical Society, as the gris eminance of regional Democratic politics, and in his work on the boards of the Monterey Bay Aquarium and the UC Santa Cruz Foundation. Farr also was an advisor to a succession of UCSC chancellors.

A man is more than all his accomplishments, however, and Fred Farr's most memorable legacy is the countless lives he touched and the beauty he preserved.

Fred Farr was great man and worthy representative

A lifetime of service filled with good deeds

—By Lee Quarnstrom, *San Jose Mercury News*

When my friend John Riley heard that former state Sen. Fred Farr had died Tuesday at the age of 86, he said, "Well, he won't be going to a better place, because Monterey is already paradise."

John, who was once Fred Farr's neighbor in Carmel, wasn't being facetious. He was, in fact, expressing in his own way his admiration for the man who represented the Monterey Bay region in the California Senate and whose son, Sam, now represents us in the Congress.

Let me get this on the record right now: Fred Farr was a great man.

For a tiny portion of this state, the Monterey Bay area has sent some remarkable people to the capitals of California and the United States. Fred Farr was among the best of them.

My first encounter with him was during a special election more than a quarter-century ago. I was a reporter for the Watsonville Register-Pajaronian, and Farr, who had been redistricted out of the state Senate, was seeking an Assembly seat that had opened up because the incumbent had died in a traffic accident.

As we motored along Highway 1 somewhere north of Castroville, where he was scheduled to give a stump speech and shake the voters' hands, Farr looked out across a field of row crops and softly told me, "There's what I'm proudest of of all the things I did in the Legislature."

I asked him what he meant. He explained that he had written the legislation that mandates that a sufficient number of portable toilets must be put in the fields when the farmhands who plant and tend and harvest the crops are working.

Before his bill, farmworkers had to squat between rows of lettuce or cauliflower—or whatever—when nature called. His bill, he proudly told me, gave those men and women who pick our food "some privacy and dignity when they have to relieve themselves."

"What a great man!" I said to myself. And I meant it.

Fred Farr did many things for many people. He saved the Coast Highway through Big Sur when the state Department of Transportation wanted to turn Highway 1 into a multilane freeway—a deed for which each of us should be eternally grateful.

He helped preserve the stone tower and home of the late and great Carmel poet, Robinson Jeffers. He was a founder of the Tor House Foundation, which helped raise funds so that Jeffers' heirs would not have to sell the house when they needed cash to live on. He was a stalwart liberal during the darkness of the McCarthy era and took stands that caused some Americans to be labeled as Communists.

The last time I saw Farr was when he invited me to lunch in Carmel a few years ago. After our meal he walked me to my car, where I discovered I had a flat tire. He drove me to his gas station and politely asked the mechanic whether he could solve my problem expeditiously. He was not demanding service as a former bigwig; he asked for the mechanic's help simply as the gentleman that he was.

His son Sam told me Tuesday that as his father lay dying, people came to his hospital room not only to pay tribute to Fred Farr, but to touch him, the way people touch those who possess great good souls or notable celebrity.

If there is a place where good souls go after the body dies, it will no doubt be more beautiful and probably less crowded than the Monterey Peninsula. If that place exists, Fred Farr will grace it no less than he graced this region he called home and where he died.

ADJOURN IN MEMORY

Assembly Member Papan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of former Mayor of San Mateo John Murray; and San Mateo County Harbor Commissioner Frank Lee.

Assembly Member Wright was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Arell James Dotson, of Los Angeles.

Assembly Member Shelley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Frank Lee, of San Mateo; and Robert Sinton, of San Francisco.

Assembly Member Torlakson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gino Simoni, of Byron, Contra Costa County.

MOTION TO ADJOURN

At 11:05 a.m., Assembly Member Granlund moved that the Assembly do now adjourn.

Motion Withdrawn

Assembly Member Granlund withdrew his motion to adjourn.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

SENATE BILL NO. 419—An act to amend Sections 31591 and 31706 of, and to add Section 31783.5 to, the Government Code, relating to county employees.

Bill read second time, and ordered to third reading.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Bills

SENATE CONCURRENT RESOLUTION NO. 31 (Alpert)—Relative to San Diego State University.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

SENATE CONCURRENT RESOLUTION NO. 36 (Alpert)—Relative to the 85th anniversary of the Girl Scouts.

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—74

Aguiar	Ducheny	Lempert	Poochigian
Alby	Escutia	Leonard	Pringle
Alquist	Figueroa	Machado	Richter
Aroner	Firestone	Margett	Runner
Ashburn	Floyd	Martinez	Shelley
Baca	Frusetta	Mazzoni	Strom-Martin
Baldwin	Gallegos	McClintock	Sweeney
Battin	Goldsmith	Migden	Thomson
Baugh	Granlund	Miller	Torlakson
Bordonaro	Havice	Morrissey	Villaraigosa
Bowler	Hertzberg	Morrow	Vincent
Brewer	Honda	Murray	Washington
Brown	House	Napolitano	Wayne
Caldera	Kaloogian	Olberg	Wildman
Campbell	Keeley	Oller	Woods
Cardenas	Knox	Ortiz	Wright
Cardoza	Kuehl	Pacheco	Mr. Speaker
Cunneen	Kuykendall	Papan	
Davis	Leach	Perata	

NOES—None

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 20 BY UNANIMOUS CONSENT

Assembly Member Battin was granted unanimous consent to take up Senate Joint Resolution No. 20, out of order.

SENATE JOINT RESOLUTION NO. 20 (Polanco)—Relative to Indian gaming.

Resolution read, and presented by Assembly Member Battin.

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, 11:13 a.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
MOTION TO RECONSIDER
ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 11 CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Constitutional Amendment No. 11 was continued until the next legislative day.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY JOINT RESOLUTION NO. 29 (Baca)—Relative to military base closures.

Resolution read, and adopted by the following vote:

AYES—70

Aguiar	Ducheny	Lempert	Poochigian
Alby	Escutia	Leonard	Pringle
Alquist	Figueroa	Machado	Richter
Aroner	Firestone	Margett	Runner
Ashburn	Frusetta	Martinez	Shelley
Baca	Gallegos	Mazzoni	Strom-Martin
Baldwin	Goldsmith	Migden	Sweeney
Battin	Granlund	Miller	Thomson
Baugh	Havice	Morrissey	Torlakson
Bordonaro	Hertzberg	Morrow	Villaraigosa
Bowler	Honda	Murray	Vincent
Brewer	House	Napolitano	Wayne
Brown	Kaloogian	Olberg	Wildman
Campbell	Keeley	Oller	Woods
Cardenas	Knox	Ortiz	Wright
Cardoza	Kuehl	Pacheco	Mr. Speaker
Cunneen	Kuykendall	Papan	
Davis	Leach	Perata	

NOES—1

McClintock

Resolution ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1457 (Wildman)—An act to add Article 2.5 (commencing with Section 38640) to Chapter 10 of Part 2 of Division 3 of Title 4 of the Government Code, relating to multilingual outreach, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Wildman moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—42

Alquist	Gallegos	Machado	Sweeney
Aroner	Goldsmith	Martinez	Thomson
Baca	Havice	Mazzoni	Torlakson
Brown	Hertzberg	Migden	Villaraigosa
Campbell	Honda	Murray	Vincent
Cardenas	Kaloogian	Napolitano	Wayne
Cardoza	Keeley	Ortiz	Wildman
Davis	Knox	Papan	Wright
Ducheny	Kuehl	Perata	Mr. Speaker
Escutia	Lempert	Shelley	
Figueroa	Leonard	Strom-Martin	

NOES—19

Aguiar	Bordonaro	Granlund	Morrow
Alby	Bowler	House	Olberg
Ashburn	Brewer	Kuykendall	Oller
Baldwin	Cunneen	Leach	Pringle
Battin	Frusetta	Miller	

Bill ordered reprinted, and to be returned to the third reading file.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: June 12, 1997

Mr. Speaker: Your Committee on Rules reports:

Senate Bill No. 60

With the recommendation: Do pass.

PERATA, Chairman

Above bill ordered to second reading.

CONSIDERATION OF SENATE BILL NO. 60 BY UNANIMOUS CONSENT

Assembly Member Perata was granted unanimous consent to take up Senate Bill No. 60, without reference to file, for purpose of consideration at this time.

Second Reading of Senate Bill No. 60

SENATE BILL NO. 60—An act to amend Section 7351 of the Revenue and Taxation Code, relating to taxation.

Third Reading of Senate Bill No. 60

SENATE BILL NO. 60 (Kopp)—An act to amend Section 7351 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Assembly Member Perata.

Bill passed by the following vote:

AYES—60

Aguiar	Davis	Kuehl	Perata
Alquist	Ducheny	Leach	Poochigian
Aroner	Escutia	Lempert	Pringle
Ashburn	Figueroa	Leonard	Richter
Baca	Firestone	Margett	Shelley
Battin	Floyd	Mazzoni	Strom-Martin
Baugh	Frusetta	Migden	Sweeney
Bordonaro	Gallegos	Miller	Thomson
Bowler	Granlund	Morrissey	Torlakson
Brewer	Havice	Morrow	Villaraigosa
Brown	Hertzberg	Murray	Vincent
Campbell	Honda	Napolitano	Wildman
Cardenas	Kaloogian	Oller	Woods
Cardoza	Keeley	Ortiz	Wright
Cunneen	Knox	Papan	Mr. Speaker

NOES—5

House	Martinez	Wayne
Kuykendall	McClintock	

Bill ordered transmitted to the Senate.

ADJOURN IN MEMORY

Assembly Members Cunneen and Honda were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Christine L. Hotts, of San Jose.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE JOINT RESOLUTION NO. 20

At 11:25 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.

Senate Joint Resolution No. 20 adopted by the following vote:

AYES—54

Aguiar	Escutia	Lempert	Runner
Alquist	Figueroa	Leonard	Shelley
Aroner	Firestone	Machado	Strom-Martin
Baca	Floyd	Martinez	Sweeney
Battin	Gallegos	Mazzoni	Thomson
Bordonaro	Goldsmith	McClintock	Torlakson
Brewer	Granlund	Migden	Villaraigosa
Brown	Havice	Miller	Vincent
Campbell	Hertzberg	Morrissey	Wayne
Cardenas	Honda	Murray	Wildman
Cardoza	Keeley	Napolitano	Wright
Cunneen	Knox	Ortiz	Mr. Speaker
Davis	Kuehl	Papan	
Ducheny	Kuykendall	Perata	

NOES—3

Morrow	Richter	Woods

Resolution ordered transmitted to the Senate.

ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that the Chief Clerk indicated that there was a computer malfunction with Members' votes on the laptop computers and that Members can check the official votes at the Assembly Desk.

MOTION TO ADJOURN

At 11:23 a.m., Assembly Member Granlund moved that the Assembly do now adjourn.

Assembly Member Keeley seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members Floyd and Kaloogian arose to speak on the condition of the file.

SESSION SCHEDULE ANNOUNCEMENT

Speaker pro Tempore Kuehl also announced that Session would convene on Monday, June 16, 1997, at 11 a.m.

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that the Committee on Transportation would meet today, upon adjournment of Floor session, in Room 3162.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Villaraigosa Motion to Print in Journal: Granlund—No.

Senate Concurrent Resolution No. 31, Consent Calendar: Goldsmith—Aye.

Assembly Joint Resolution No. 29: Baldwin and Granlund—Aye.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Granlund that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:31 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 31—Martinez, Aroner, Baca, Bustamante, Caldera, Cardenas, Hertzberg, Honda, Knox, Mazzoni, Migden, Napolitano, Ortiz, Shelley, Strom-Martin, Sweeney, Torlakson, Villaraigosa, Vincent, Washington, and Wright. Relative to job creation and infrastructure restoration.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 12, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 22

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, June 12, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 109
Assembly Bill No. 482

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 Concurrent Resolution No.	*Committee*
64	Rls.

Assembly Joint Resolution No.	*Committee*
30	Rls.

Senate Bill No.	*Committee*
4	Pub. S.
33	Rev. & Tax.
36	E.,R. & C.A.
80	Agri.
93	Pub. S.
114	Health
117	C.P.,G.E. & E.D.
123	Pub. S.
188	B. & F.
190	Ed.
192	Trans.
238	Jud.
275	H. & C.D.
283	Pub. S.
299	C.P.,G.E. & E.D.
306	Health
320	H. & C.D.
327	Pub. S.
347	Trans.
363	E.,R. & C.A.
380	Ins.
392	Health
418	Pub. S.
440	Health
452	G.O.
454	L. Gov.
457	Pub. S.
458	C.P.,G.E. & E.D.
459	Trans.
466	L. Gov.
475	Pub. S.
480	L. Gov.
493	Hum. S.
504	Jud.
512	Ins.

518 ---------- Health
520 ---------- E.,R. & C.A.
526 ---------- Pub. S.
572 ---------- G.O.
578 ---------- Health
608 ---------- G.O.
617 ---------- Health
638 ---------- U. & C.
650 ---------- Health
657 ---------- E.S. & T.M.
671 ---------- E.,R. & C.A.
674 ---------- Ed.
692 ---------- L. Gov.
781 ---------- Rev. & Tax.
784 ---------- Nat. Res.
801 ---------- H. & C.D.
816 ---------- C.P.,G.E. & E.D.
880 ---------- L. Gov.
1032 ---------- Health
1054 ---------- L. Gov. and U. & C.
1137 ---------- Ins.
1245 ---------- W.,P. & W.
1255 ---------- Health
1262 ---------- Ins.
1320 ---------- Trans.

AUTHOR'S AMENDMENTS
Committee on Local Government

June 12, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 467

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 467—An act to amend Section 30546 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 Insurance

June 12, 1997

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 997

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 997—An act to add and repeal Article 6.5 (commencing with Section 12414) to Chapter 1 of Part 6 of Division 2 of the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Rules

June 12, 1997

Mr. Speaker: The Chair of your Committee on Rules reports:

Assembly Joint Resolution No. 30

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PERATA, Chairman

ASSEMBLY JOINT RESOLUTION NO. 30—Relative to McClellan Air Force Base.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Education

Date of Hearing: June 11, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 66

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

MAZZONI, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 11, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 161

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.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 11, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 298

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

MAZZONI, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 11, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1227

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Local Government.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: June 12, 1997

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1611

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MURRAY, Chairman

Above bill ordered to second reading.

Committee on Agriculture

Date of Hearing: June 11, 1997

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 498

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

CARDOZA, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 11, 1997

Mr. Speaker: Your Committee on Agriculture reports:

Assembly Concurrent Resolution No. 32

With the recommendation: Be adopted, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

CARDOZA, Chairman

Above resolution re-referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

Senate Chamber, June 12, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to:

Senate Bill No. 60.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

INTRODUCTION OF GUESTS

Speaker pro Tempore Kuehl, introduced Eric Schockman, Associate Dean, USC, of Los Angeles.

Assembly Member Pacheco, of the 64th Assembly District, introduced Kelley Bringhurst, of Riverside.

Assembly Member Battin, of the 80th Assembly District, introduced Sunny Sands School and their chaperon, Lori Moss, of Cathedral City.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Granlund the Assembly adjourned until 11 a.m., Monday, out of respect to the memory of Bill Conlin, on motion of Assembly Members Bowler and Ortiz; out of respect to the memory of Leon Mezzetti, Sr., on motion of Assembly Members Sweeney and Figueroa; out of respect to the memory of Dennis James, on motion of Assembly Member Battin; out of respect to the memory of former State Senator Fred Farr, on motion of Assembly Member Keeley; out of respect to the memory of Arell James Dotson, on motion of Assembly Member Wright; out of respect to the memory of Frank Lee and Robert Sinton, on motion of Assembly Member Shelley; out of respect to the memory of Gino Simoni, on motion of Assembly Member Torlakson; out of respect to the memory of former Mayor John Murray and Frank Lee, on motion of Assembly Member Papan; and out of respect to the memory of Christine L. Hotts, on motion of Assembly Members Cunneen and Honda.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 12, 1997

'wing measures were amended in the Assembly on this day:

AB	RN
1457	9715799
AJR	**RN**
30	9715947
SB	**RN**
467	9715730
997	9715657
Daily Total:	**5**
Cumulative Total:	**2188**

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, June 16, 1997

EIGHTY-NINTH SESSION DAY

ONE HUNDRED NINETY-SEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, June 16, 1997

The Assembly met at 11 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Aguiar moved a quorum call of the Assembly.

Motion carried. Time, 11:01 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 11:20 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Havice	Morrissey	Thompson
Baugh	Hertzberg	Murray	Thomson
Bordonaro	Honda	Napolitano	Torlakson
Bowen	House	Olberg	Villaraigosa
Bowler	Kaloogian	Oller	Vincent
Brewer	Keeley	Ortiz	Washington
Brown	Knox	Pacheco	Wayne
Campbell	Kuehl	Papan	Wildman
Cardenas	Kuykendall	Perata	Woods
Cardoza	Leach	Poochigian	Wright
Cunneen	Lempert	Prenter	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Lord, God of our Fathers, Make us holy by doing Your commands and let us share in the work of Your Holy Word. Make us content with Your goodness and let our souls know the joy of Your salvation. Purify our hearts to serve You in truth. Blessed are You, O Lord, for only You can save our souls.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Villaraigosa 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 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 Member Caldera.

On personal business, and waiving per diem: Assembly Member Goldsmith.

Because of illness: Assembly Member Granlund.

The following Assembly Member was excused due to travel delays: Morrow.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

June 13, 1997

Hon. Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I will be attending a meeting in my district office on Monday June 16th. I will not be arriving in Sacramento until 12:15 p.m., which may be too late for session.

Should this be the case I am requesting that I be excused due to business in my district.

Thank you for your attention to this matter.

Sincerely,

LOUIS CALDERA, Assembly Member
Forty-sixth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 9, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Penal Code Sec. 13810, I have named Mr. Arturo Venegas, Jr. to serve on the California Council on Criminal Justice. The effective date of the appointment is June 9, 1997, and this is a pleasure appointment.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 15, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am removing Assemblymember Antonio Villaraigosa from the Assembly Health Committee at his request.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 16, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Marilyn Brewer to the Assembly Revenue and Taxation Committee replacing Assemblymember Gary Miller for today, Monday, June 16, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 16, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1457

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, June 16, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 30

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:

Senate Bill No.	*Committee*
73	Jud.
138	L. Gov.
156	C.P.,G.E. & E.D.
187	Ed.
216	U. & C.
230	Nat. Res.
247	Jud. and Rev. & Tax.
251	Nat. Res.
335	G.O.
358	P.E.,R. & S.S.
381	Hum. S.
385	Health
442	E.S. & T.M.
461	Health
472	W.,P. & W.
491	Pub. S.
506	Trans
515	C.P.,G.E. & E.D.
524	U. & C.
527	Health
537	Health
544	Jud.
558	U. & C.
563	Ins.
564	Jud.
573	Nat. Res.
590	Pub. S.
595	U. & C.
605	Jud.
623	Higher Ed.
644	Jud. and Pub. S.
651	Health
678	Ins.
690	Jud.
698	Nat. Res.
710	Ed.
791	Health
812	Trans.
814	Health and Jud.
815	Nat. Res.
819	Higher Ed.
825	C.P.,G.E. & E.D.

827 ---------- Health and C.P.,G.E. & E.D.
828 ---------- C.P.,G.E. & E.D.
833 ---------- Health
839 ---------- Trans.
850 ---------- Health
869 ---------- E.S. & T.M.
882 ---------- Pub. S.
883 ---------- L. Gov.
894 ---------- Higher Ed.
912 ---------- Ins.
916 ---------- Hum. S.
920 ---------- Agri.
921 ---------- Health
922 ---------- Health
925 ---------- Pub. S.
927 ---------- L. Gov.
940 ---------- Pub. S.
946 ---------- E.,R. & C.A.
949 ---------- E.,R. & C.A.
959 ---------- L. Gov.
970 ---------- Health
972 ---------- Agri.
983 ---------- Health
988 ---------- Nat. Res.
1017 ---------- Health
1040 ---------- G.O.
1042 ---------- Ins.
1049 ---------- Health
1050 ---------- Pub. S.
1061 ---------- Health
1062 ---------- Health
1063 ---------- Ins.
1070 ---------- U. & C.
1073 ---------- Health
1075 ---------- Nat. Res.
1077 ---------- E.,R. & C.A.
1100 ---------- L. Gov.
1105 ---------- Rev. & Tax.
1107 ---------- Rev. & Tax.
1111 ---------- Health
1115 ---------- Pub. S.
1116 ---------- Pub. S.
1135 ---------- E.S. & T.M.
1146 ---------- Pub. S.
1159 ---------- Jud.
1169 ---------- C.P.,G.E. & E.D. and I. T. & D.
1174 ---------- H. & C.D.
1191 ---------- Health
1204 ---------- Pub. S.
1212 ---------- C.P.,G.E. & E.D.
1215 ---------- Nat. Res.
1221 ---------- Pub. S.
1254 ---------- Jud. and Pub. S.
1257 ---------- Health

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 16, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 696

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 696—An act to amend Section 7660 of, and to add Sections 7600.6, 15688, and 16042 to the Probate Code, relating to estates and trusts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 16, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 162

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 162—An act to amend Sections 1463.007 and 1463.16 of the Penal Code, and to add and repeal Section 42007.1 of the Vehicle Code, relating to fines and forfeitures, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 16, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 504

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 504—An act to add Section 11440.60 to the Government Code, relating to administrative 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 Banking and Finance

June 16, 1997

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 188
Senate Bill No. 1041

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PAPAN, Chairman

SENATE BILL NO. 188—An act to amend Sections 110, 1109, 2114, 2115, 2117, 6910, 8910, 12680, 25102, and 25113 of, and to repeal Sections 2108 and 2109 of, the Corporations Code, and to amend Section 15204 of the Financial Code, relating to corporations.

Bill read 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. 1041—An act to amend Sections 18205.5, 18206, and 18455 of, to repeal Sections 18267 and 18273 of, and to repeal Article 6.5 (commencing with Section 18300) and Article 7 (commencing with Section 18310) of, Chapter 3 of Division 7 of, the Financial Code, relating to industrial loan companies.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 16, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 123
Senate Bill No. 150

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

SENATE BILL NO. 123—An act to amend Section 1538.5 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.

SENATE BILL NO. 150—An act to amend Section 10471 of the Business and Professions Code, to amend Section 86 of the Code of Civil Procedure, to add Section 3553 to the Labor Code, and to amend Section 1202.4 of the Penal Code, relating to restitution, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

June 16, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1003

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 1003—An act to amend Section 6439 of the Fish and Game Code, relating to species, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

June 16, 1997

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 716

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 716—An act to amend Section 14571.4 of the Public Resources Code, relating to beverage containers.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Banking and Finance

June 16, 1997

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 433

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PAPAN, Chairman

SENATE BILL NO. 433—An act to amend Sections 18145 and 18165 of, and to add Section 18145.1 to, the Financial Code, relating to industrial loan companies.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

June 16, 1997

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 1215

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 1215—An act to amend Sections 1, 2, 3, 5, 6, 8, and 9 of, to add Section 13.6 to, and to repeal Section 10 of, Chapter 1143 of the Statutes of 1991, relating to San Francisco filled tidelands, 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: June 11, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 376

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 11, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 250

With amendments with the recommendation: Amend, and do pass, as amended.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Committee on Appropriations

June 2, 1997

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 362
Assembly Bill No. 465
Assembly Bill No. 942
Assembly Bill No. 1470
Assembly Bill No. 1493

MIGDEN, Chairwoman

Above bills ordered filed with the Chief Clerk.

Committee on Rules

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 30

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

PERATA, Chairman

Above resolution ordered on file.

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 25

With the recommendation: Be adopted.

PERATA, Chairman

Above resolution ordered on file.

Committee on Governmental Organization

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 389

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.

BROWN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 26

With the recommendation: Do pass.

BROWN, Chairwoman

Above bill ordered to second reading.

Committee on Revenue and Taxation

June 9, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 283

CALDERA, Chairman

Above bill ordered filed with the Chief Clerk.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Select Committee on California Horse Racing Industry, on Tuesday, June 24, 1997, at 10 a.m., in Room 437;

Higher Education, on Tuesday, July 15, 1997, at 1:30 p.m., in Room 447.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Senate Bill No. 60:

Migden and Murray.

ADJOURN IN MEMORY

Assembly Member Thompson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Kitty Capps, of Hemet.

Speaker pro Tempore Kuehl was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marjorie S. Morris, of Encino.

Assembly Member Davis was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Drew Silvern, of San Diego; and Dr. Kenneth Moser, of San Diego.

JOINT RULE 62(a) WAIVED

Assembly Member Alquist was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of convening the Committee on Televising the Assembly and Information Technology jointly with the Senate Select Committee on Procurement, Expenditures and Information Technology and the Senate Select Committee on Economic Development on Thursday, June 19, 1997, at 1:30 p.m. (or upon adjournment of Floor session, in Room 112).

ADJOURN IN MEMORY

Assembly Member Bordonaro was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Pat Jackson, of Santa Margarita.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Members Firestone and Lempert on the occasion of their birthdays.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1611—An act to add Section 12517.5 to the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 161—An act to add Section 38060 to the Education Code, relating to schools.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1227—An act relating to school facilities.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Local Government.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1457 (Wildman)—An act to add Article 2.5 (commencing with Section 38640) to Chapter 10 of Part 2 of Division 3 of Title 4 of the Government Code, relating to multilingual outreach.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Wildman moved a call of the Assembly.

Motion carried. Time, 11:34 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

THIRD READING OF SENATE BILLS

SENATE JOINT RESOLUTION NO. 1 (Haynes)—Relative to parachute equipment.

Resolution read, presented by Assembly Member Thompson, and adopted by the following vote:

AYES—71

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	Runner
Alby	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Floyd	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Takasugi
Baca	Gallegos	Miller	Thompson
Baldwin	Havice	Morrissey	Thomson
Battin	Hertzberg	Murray	Torlakson
Baugh	Honda	Napolitano	Villaraigosa
Bowen	House	Olberg	Vincent
Bowler	Kaloogian	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Prenter	Mr. Speaker
Cunneen	Lempert	Pringle	

NOES—None

Resolution ordered transmitted to the Senate.

REQUEST FOR PHOTOGRAPHER

Assembly Member Mazzoni was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

RECESS

By unanimous consent, at 11:35 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

On behalf of Bay Area legislators, Assembly Member Mazzoni introduced the following representatives of the Youth Leadership Institute: Youth: Michelle Balovich, Randi Chen, Robert Donohoe, Julie Kefer, and John Starks, Contra Costa Youth Commissioners; Anna Boyadijeva, Cerah Mitchell, and Maura Prendeville, Marin County Youth Commissioners; and Adults: Mark DeSaulnier, Contra Costa County Supervisor; Jenny Girard, Coordinator, Marin County Youth Commissioner/Youth Leadership Institute; Carol Kefer, Contra Costa Youth Commission/Aide to Supervisor DeSaulnier.

Assembly Member Mazzoni then presented a resolution to Robert Donohoe and Cerah Mitchell, in recognition of the 27, 000 Bay Area high school students who participated in "Youth Vote 96", whereupon each addressed the assemblage.

REASSEMBLED

At 11:37 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Baldwin on the occasion of his birthday.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE CONCURRENT RESOLUTION NO. 18 (Sher)—Relative to the creation of a Joint Committee on Headwaters Forest and Ecosystem Management Planning.

Resolution read, and presented by Assembly Member Migden.

Members Made Coauthors of Senate Concurrent Resolution No. 18

Assembly Member Migden was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Senate Concurrent Resolution No. 18, and for the purpose of adding herself as a Principal Coauthor.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Alquist, Aroner, Baca, Bowen, Brown, Cunneen, Davis, Ducheny, Escutia, Figueroa, Firestone, Havice, Hertzberg, Honda, Keeley, Knox, Kuehl, Kuykendall, Lempert, Martinez, Mazzoni, Migden, Murray, Napolitano, Ortiz, Papan, Perata, Scott, Shelley, Strom-Martin, Sweeney, Thomson, Torlakson, Villaraigosa, Vincent, Washington, Wayne, and Wildman.

Request for Unanimous Consent

Assembly Member Migden was granted unanimous consent to take up Senate Concurrent Resolution No. 18, as amended, without reference to print or file.

Consideration of Senate Concurrent Resolution No. 18, as Amended

SENATE CONCURRENT RESOLUTION NO. 18—Relative to the creation of a Joint Committee on Headwaters Forest and Ecosystem Management Planning.

Resolution read, as amended, and adopted by the following vote:

AYES—52

Alby	Escutia	Lempert	Shelley
Alquist	Figueroa	Machado	Strom-Martin
Aroner	Firestone	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Bordonaro	Gallegos	Migden	Torlakson
Bowen	Havice	Morrissey	Villaraigosa
Bowler	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Cardenas	Keeley	Ortiz	Wayne
Cardoza	Knox	Pacheco	Wildman
Cunneen	Kuehl	Papan	Woods
Davis	Kuykendall	Perata	Wright
Ducheny	Leach	Scott	Mr. Speaker

NOES—20

Ackerman	Baugh	McClintock	Pringle
Aguiar	Brewer	Olberg	Richter
Ashburn	Campbell	Oller	Runner
Baldwin	Kaloogian	Poochigian	Takasugi
Battin	Leonard	Prenter	Thompson

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 59 (**Kopp**)—An act to add and repeal Section 4006 of the Elections Code, relating to elections.

Bill read third time, and presented by Assembly Member Cunneen.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Cunneen moved a call of the Assembly.

Motion carried. Time, 11:53 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 456 (Lewis)—An act to add Section 81371.5 to the Education Code, and to amend Section 2 of Chapter 7 of the 1995–96 Second Extraordinary Session, relating to postsecondary education.

Bill read third time, and presented by Assembly Member Ackerman.

Bill passed by the following vote:

AYES—74

Ackerman	Davis	Machado	Runner
Aguiar	Ducheny	Margett	Scott
Alby	Escutia	Martinez	Shelley
Alquist	Figueroa	Mazzoni	Strom-Martin
Aroner	Firestone	McClintock	Sweeney
Ashburn	Floyd	Migden	Takasugi
Baca	Frusetta	Miller	Thompson
Baldwin	Gallegos	Morrissey	Thomson
Battin	Havice	Murray	Torlakson
Baugh	Hertzberg	Napolitano	Villaraigosa
Bordonaro	House	Olberg	Vincent
Bowen	Kaloogian	Oller	Washington
Bowler	Keeley	Pacheco	Wayne
Brewer	Knox	Papan	Wildman
Brown	Kuehl	Perata	Woods
Campbell	Kuykendall	Poochigian	Wright
Cardenas	Leach	Prenter	Mr. Speaker
Cardoza	Lempert	Pringle	
Cunneen	Leonard	Richter	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 257 (Lee)—An act to add and repeal Section 33334.21 of the Health and Safety Code, relating to redevelopment.

Bill read third time, and presented by Assembly Member Torlakson.

Bill passed by the following vote:

AYES—75

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	Runner
Alby	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Floyd	Migden	Sweeney
Baca	Frusetta	Miller	Takasugi
Baldwin	Gallegos	Morrissey	Thompson
Battin	Havice	Murray	Thomson
Baugh	Hertzberg	Napolitano	Torlakson
Bordonaro	Honda	Olberg	Villaraigosa
Bowen	House	Oller	Vincent
Bowler	Kaloogian	Ortiz	Washington
Brewer	Keeley	Pacheco	Wayne
Brown	Knox	Papan	Wildman
Campbell	Kuehl	Perata	Woods
Cardenas	Kuykendall	Poochigian	Wright
Cardoza	Lempert	Prenter	Mr. Speaker
Cunneen	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Bill

SENATE BILL NO. 203 (**Lewis**)—An act to amend Sections 10163.2, 10489.2, and 10489.3 of the Insurance Code, relating to insurance.

Bill read third time, and passed by the following vote:

AYES—76

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Havice	Morrissey	Thompson
Baugh	Hertzberg	Murray	Thomson
Bordonaro	Honda	Napolitano	Torlakson
Bowen	House	Olberg	Villaraigosa
Bowler	Kaloogian	Oller	Vincent
Brewer	Keeley	Ortiz	Washington
Brown	Knox	Pacheco	Wayne
Campbell	Kuehl	Papan	Wildman
Cardenas	Kuykendall	Perata	Woods
Cardoza	Leach	Poochigian	Wright
Cunneen	Lempert	Prenter	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ADJOURN IN MEMORY

Assembly Member Strom-Martin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joseph Scaramella, of Ukiah.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1457

At 12:01 p.m., on motion of Assembly Member Wildman, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1457 passed by the following vote:

AYES—43

Alquist	Floyd	Martinez	Sweeney
Aroner	Gallegos	Mazzoni	Thomson
Baca	Havice	Migden	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Brown	Honda	Napolitano	Vincent
Cardenas	Kaloogian	Ortiz	Washington
Cardoza	Keeley	Papan	Wayne
Davis	Knox	Perata	Wildman
Ducheny	Kuehl	Scott	Wright
Escutia	Lempert	Shelley	Mr. Speaker
Figueroa	Machado	Strom-Martin	

NOES—24

Ackerman	Baugh	Leach	Oller
Aguiar	Bordonaro	Leonard	Prenter
Alby	Brewer	Margett	Pringle
Ashburn	Campbell	McClintock	Runner
Baldwin	Cunneen	Miller	Thompson
Battin	House	Olberg	Woods

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 59

At 12:02 p.m., on motion of Assembly Member Cunneen, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 59 passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Firestone	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Cardenas	Honda	Ortiz	Washington
Cardoza	Keeley	Papan	Wayne
Cunneen	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—29

Ackerman	Bowler	Margett	Prenter
Aguiar	Brewer	McClintock	Pringle
Alby	Campbell	Miller	Runner
Ashburn	Frusetta	Morrissey	Takasugi
Baldwin	House	Olberg	Thompson
Battin	Kuykendall	Oller	
Baugh	Leach	Pacheco	
Bordonaro	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Murray announced that the Committee on Transportation would meet today at 1:30 p.m., in Room 4202.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTION TO RECONSIDER
ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 11 CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Constitutional Amendment No. 11 was continued until Thursday, June 19, 1997.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Senate Joint Resolution No. 1: Bowen, Cardoza, Ducheny, House, Knox, and Pacheco—Aye.

Senate Concurrent Resolution No. 18, Coauthors: Bowen, Davis, and Ducheny—Aye.

Senate Concurrent Resolution No. 18: Bowen, Cardoza, Ducheny, and Pacheco—Aye; Campbell and Prenter—No.

Senate Bill No. 456: Bowen, Cardoza, and Ducheny—Aye.

Senate Bill No. 257: Bowen, Cardoza, Cunneen, and Ducheny—Aye.

Consent Calendar: Ducheny—Aye.

Assembly Bill No. 1457: Prenter—No.

Senate Bill No. 59: Firestone—Aye; Pacheco—No.

MOTION TO ADJOURN

At 12:03 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly member Aguiar seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:03 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 32—Kuykendall. Relative to Allied Hmong-Lao veterans.

MESSAGES FROM THE SENATE

Senate Chamber, June 16, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 259
Assembly Bill No. 730

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, June 16, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 973
Assembly Bill No. 1398

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, June 16, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Joint Resolution No. 19

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered to unfinished business file.

MESSAGES FROM THE SENATE

Senate Chamber, June 16, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 14
Senate Bill No. 726
Senate Bill No. 727
Senate Bill No. 730
Senate Bill No. 731
Senate Bill No. 737
Senate Bill No. 740
Senate Bill No. 744
Senate Bill No. 750
Senate Bill No. 752
Senate Bill No. 755
Senate Bill No. 756
Senate Bill No. 759
Senate Bill No. 760
Senate Bill No. 764
Senate Bill No. 766
Senate Bill No. 768

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 14—An act relating to juries.

SENATE BILL NO. 726—An act relating to the Department of the Youth Authority, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 727—An act relating to education finance, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 730—An act relating to hazardous waste and substances and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 731—An act relating to air pollution, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 737—An act relating to emergency services, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 740—An act relating to state employees, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 744—An act relating to consumer affairs, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 750—An act relating to public health, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 752—An act relating to human services, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 755—An act relating to human services, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 756—An act relating to human services, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 759—An act relating to trial court funding, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 760—An act relating to tidelands oil revenues, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 764—An act relating to public resources, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 766—An act relating to the Department of Fish and Game, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 768—An act relating to taxation, and declaring the urgency thereof, to take effect immediately.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 7 a.m., Tuesday, June 17, 1997, out of respect to the memory of Kitty Capps, on motion of Assembly Member Thompson; out of respect to the memory of Marjorie S. Morris, on motion of Speaker pro Tempore Kuehl; out of respect to the memory of Pat Jackson, on motion of Assembly Member Bordonaro; out of respect to the memory of Joseph Scaramella, on motion of Assembly Member Strom-Martin; and out of respect to the memory of Drew Silvern and Dr. Kenneth Moser, on motion of Assembly Member Davis.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON June 16, 1997

The following measures were amended in the Assembly on this day:

AB	RN
1611	9715973

SB	RN
123	9714138
150	9716041
162	9716020
188	9715789
433	9715820
504	9713322
696	9715911
716	9715906
1003	9715517
1041	9715809
1215	9715386
1227	9715937

Daily Total:	**13**
Cumulative Total:	**2200**

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, June 17, 1997

NINETIETH SESSION DAY

ONE HUNDRED NINETY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, June 17, 1997

The Assembly met at 7 a.m.
Hon. Joe Baca, Assembly Member, 62nd 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—80:

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

Quorum present.

At 1:15 p.m., Hon. Steven T. Kuykendall, 54th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 17, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am removing Assemblymember Don Perata from the Assembly Agriculture Committee and the Assembly Governmental Organization Committee at his request.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 17, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1611

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Select Committee on Coastal Protection, on July 21, 1997, at 10 a.m., in Redwood City.

AUTHOR'S AMENDMENTS
Committee on Insurance

June 17, 1997

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 1063

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 1063—An act to amend Sections 4062.9, 4600.5, and 5401.7 of, to add Section 4600.6 to, and to repeal Part 3.2 (commencing with Section 5150) of Division 4 of, the Labor Code, relating to workers' compensation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Rules

June 17, 1997

Mr. Speaker: The Chair of your Committee on Rules reports:

Senate Joint Resolution No. 5

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PERATA, Chairman

SENATE JOINT RESOLUTION NO. 5—Relative to March Air Force Base.

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 Insurance

June 17, 1997

Mr. Speaker: The Chair of your Committee on Insurance reports:

Assembly Bill No. 1516

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

ASSEMBLY BILL NO. 1516—An act to amend Section 10132 of, and to add Section 10131.8 to, the Business and Professions Code, relating to real estate.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Consumer Protection, Governmental Efficiency and Economic Development

June 17, 1997

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 289

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

SENATE BILL NO. 289—An act to amend Section 1793.22 of the Civil Code, relating to warranties.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

June 17, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1082

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 1082—An act to add Section 1812.5 to the Water Code, relating to water, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

June 17, 1997

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 993

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 993—An act to amend Section 25600 of, and to add Sections 23363.1 and 23363.2 to, 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 Housing and Community Development

June 17, 1997

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 320

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 320—An act to amend Sections 53091 and 65040.6 of the Government Code, to amend Sections 17921.7, 17922, 17958, 17958.1, 17980, 18901, 18922, 18923, 18944.31, 18959, 50517, and 51058 of, and to repeal Sections 50054, 50150, 50154, 50663, 50667, 50837, 50900, 50900.1, 50901, 50902, 50908, 51052, to repeal Chapter 5.5 (commencing with Section 51260) and Chapter 9 (commencing with Section 51450) of Part 3 of Division 31 of, and to repeal Part 6.1 (commencing with Section 52534) of Division 31 of, the Health and Safety Code, relating to the Housing and Land Use Omnibus Act of 1997.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Housing and Community Development

June 17, 1997

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 219

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 219—An act to amend Sections 3772.5 and 3791.4 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.

REPORTS OF STANDING COMMITTEES

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 919

With the recommendation: Do pass, and be re-referred to the Committee on Local Government with recommendation: To Consent Calendar.

VINCENT, Chairman

Above bill re-referred to the Committee on Local Government.

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 241

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

VINCENT, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 561

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

VINCENT, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 197

With the recommendation: Do pass.

VINCENT, Chairman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 354
Senate Bill No. 372
Senate Bill No. 396
Senate Bill No. 612

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

MURRAY, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 42
Senate Bill No. 47

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

MURRAY, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 344

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.

MURRAY, Chairman

Above bill ordered to second reading.

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 112

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.

MURRAY, Chairman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: June 11, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1261

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 11, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1318

With amendments with the recommendation: Amend, and do pass, as amended.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 76
Senate Bill No. 78
Senate Bill No. 154
Senate Bill No. 355
Senate Bill No. 375

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

CALDERA, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 258

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

CALDERA, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 13

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

CALDERA, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Water, Parks and Wildlife

Date of Hearing: June 17, 1997

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 53
Senate Bill No. 144

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

MACHADO, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 17, 1997

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 260

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

MACHADO, Chairman

Above bill re-referred to the Committee on Appropriations.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

SENATE BILL NO. 376—An act to add and repeal Article 6 (commencing with Section 35790) of Chapter 4 of Part 21 of the Education Code, and to repeal Sections 1 and 2 of Chapter 1229 of the Statutes of 1988, relating to school districts, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 250—An act relating to school facilities construction.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 389—An act to add Section 425.9 to the Government Code, relating to the official state soil.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 26—An act to amend Section 19568 of the Business and Professions Code, relating to horseracing.

Bill read second time, and ordered to third reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 17, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 25

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered returned to second reading file.

MESSAGES FROM THE SENATE

Senate Chamber, June 17, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Kopp, Rainey and Alpert as a Committee on Conference concerning:

Senate Bill No. 60.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

ADJOURNMENT

At 3:20 p.m., the Assembly adjourned until 7 a.m., Wednesday, June 18, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 17, 1997

The following measures were amended in the Assembly on this day:

AB	RN
1516	9715896

SB	RN
219	9715986
250	9715934
289	9716071
320	9716104
376	9715923
993	9716068
1063	9715679
1082	9715785

SJR	RN
5	9715176

Daily Total:	**10**
Cumulative Total:	**2210**

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, June 18, 1997

NINETY-FIRST SESSION DAY

ONE HUNDRED NINETY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, June 18, 1997

The Assembly met at 7 a.m.

Hon. Bruce Thompson, Assembly Member, 66th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The following were placed upon the morning roll call—77:

Ackerman	Ducheny	Machado	Runner
Aguiar	Escutia	Margett	Scott
Alby	Figueroa	Mazzoni	Shelley
Alquist	Floyd	McClintock	Strom-Martin
Aroner	Frusetta	Migden	Sweeney
Ashburn	Gallegos	Miller	Takasugi
Baca	Goldsmith	Morrissey	Thompson
Baldwin	Granlund	Morrow	Thomson
Battin	Havice	Murray	Torlakson
Baugh	Hertzberg	Napolitano	Villaraigosa
Bordonaro	Honda	Olberg	Vincent
Bowen	House	Oller	Washington
Bowler	Kaloogian	Ortiz	Wayne
Brewer	Keeley	Pacheco	Wildman
Brown	Knox	Papan	Woods
Caldera	Kuehl	Perata	Wright
Campbell	Kuykendall	Poochigian	Mr. Speaker
Cardenas	Leach	Prenter	
Cardoza	Lempert	Pringle	
Davis	Leonard	Richter	

Quorum present.

At 1:35 p.m., Hon. Jack Scott, 44th 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 Martinez.

On personal business, and waiving per diem: Assembly Members Cunneen and Firestone.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

June 18, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Due to legislative business in my district office, I request to be excused from Wednesday, June 18, 1997 check-in session and Thursday, June 19, 1997 floor session.

Thank you in advance for your consideration.

Warmest regards,

DIANE MARTINEZ, Assembly Member
Forty-ninth District

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 18, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Robert Hertzberg to the Assembly Judiciary Committee to replace Assemblymember Diane Martinez for today, June 18, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 65—Goldsmith. Relative to Truck Driver Appreciation Week.

HOUSE RESOLUTION NO. 34—Napolitano. Relative to international trade.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 18, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1516

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, June 18, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 973
Assembly Bill No. 1398

And reports the same correctly enrolled, and presented to the Governor at 11:30 a.m. June 18, 1997.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS

Committee on Elections, Reapportionment and Constitutional Amendments

June 18, 1997

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 671

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VINCENT, Chairman

SENATE BILL NO. 671—An act to amend Sections 2154, 3010, 7244, 7570, 7608, 7612, 7620, 7671, 7694, 7770, 7840, 7884, 9031, 10229, 10411, 10706, 12302, 13201, 15310, and 15651 of, to add Section 7236 to, and to repeal Sections 347, 6181, 7000, 7552, 7553, 7554, 7558, 7560, 7601, 7602, 7606, 7607, 7621, 7625, 7626, 7627, 7784, 7785, 7801, 10414, 10415, 13003, and 15273 of, the Elections Code, and to amend Section 6254.4 of the Government Code, relating to elections.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Health

June 18, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 306

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 306—An act to amend Section 14079 of the Welfare and Institutions Code, relating to human services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Housing and Community Development

June 18, 1997

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 71

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 71—An act to add Section 33334.25 to 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.

AUTHOR'S AMENDMENTS

Committee on Appropriations

June 18, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 32

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

ASSEMBLY CONCURRENT RESOLUTION NO. 32—Relative to arthropods.

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 Criminal Procedure, Governmental Efficiency and Economic Development

June 18, 1997

Mr. Speaker: The Chair of your Committee on Criminal Procedure, Governmental Efficiency and Economic Development reports:

Senate Bill No. 170

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

SENATE BILL NO. 170—An act to repeal Chapter 3 (commencing with Section 17750) of Part 3 of Division 7 of the Business and Professions Code, relating to business.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Banking and Finance

June 18, 1997

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 271

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PAPAN, Chairman

SENATE BILL NO. 271—An act to amend Section 25014.6 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.

AUTHOR'S AMENDMENTS
Committee on Insurance

June 18, 1997

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 912

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 912—An act to amend Section 116 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 Agriculture

June 18, 1997

Mr. Speaker: The Chair of your Committee on Agriculture reports:

Senate Bill No. 494

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CARDOZA, Chairman

SENATE BILL NO. 494—An act to amend Sections 19621.1, 19622.1, 19622.3, and 19622.4 of, and to repeal Section 19622.5 of, the Business and Professions Code, relating to district agricultural associations.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Higher Education

June 18, 1997

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Senate Bill No. 465

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LEMPERT, Chairman

SENATE BILL NO. 465—An act to add Section 81004 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 Health

June 18, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 833

Senate Bill No. 1257

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 833—An act to amend Section 2651 of, and to add Sections 2631 and 2655.75 to, the Business and Professions Code, relating to physical therapy.

Bill read 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. 1257—An act 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 Appropriations

June 18, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 561

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 561—An act to amend Section 84305.5 of the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Environmental Safety and Toxic Materials

Date of Hearing: June 17, 1997

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 105

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

WAYNE, Chairman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: June 11, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 305

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: June 17, 1997

Mr. Speaker: Your Committee on Health reports:

House Resolution No. 9

With the recommendation: Be adopted, and be re-referred to the Committee on Governmental Organization.

GALLEGOS, Chairman

Above resolution re-referred to the Committee on Governmental Organization.

Date of Hearing: June 17, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 229
Senate Bill No. 277

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

GALLEGOS, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 17, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 160

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.

GALLEGOS, Chairman

Above bill ordered to second reading.

Date of Hearing: June 17, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 578

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GALLEGOS, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1611

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.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 58

With the recommendation: Be adopted.

MIGDEN, Chairwoman

Above resolution ordered to third reading.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 2
Senate Concurrent Resolution No. 9
Senate Concurrent Resolution No. 22

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolutions be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above resolutions ordered to Consent Calendar.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 349

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.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 109

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 104

With the recommendation: Do pass, and be re-referred to the Committee on Governmental Organization with recommendation: To Consent Calendar.

TORLAKSON, Chairman

Above bill re-referred to the Committee on Governmental Organization.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 259

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

TORLAKSON, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 384

Senate Bill No. 484

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.

TORLAKSON, Chairman

Above bills ordered to second reading.

Committee on Appropriations

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 511

With the recommendation: Do pass, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Committee on Agriculture

Date of Hearing: June 11, 1997

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 1334

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

CARDOZA, 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. 250, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 197—An act to amend Section 87202 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 344—An act to amend Section 99233 of, and to add Section 99233.11 to, the Public Utilities Code, relating to transportation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 112—An act to amend Section 22710 of the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1261—An act to amend Section 56728.7 of the Education Code, relating to special education, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1318—An act to add Section 47605.5 to the Education Code, relating to education, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be returned to the second reading file.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9 a.m., Thursday, June 19, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 18, 1997

The following measures were amended in the Assembly on this day:

ACR	RN
32	9716099

SB	RN
71	9716231
112	9715868
170	9714268
271	9716217
306	9715723
465	9716139
494	9715879
561	9716251
671	9715812
833	9715164
912	9715022
1257	9714611
1261	9716060
1318	9715976

Daily Total:	**15**
Cumulative Total:	**2225**

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 19, 1997

NINETY-SECOND SESSION DAY

TWO HUNDREDTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 19, 1997

The Assembly met at 9 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Napolitano moved a quorum call of the Assembly.

Motion carried. Time, 9:01 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 9:31 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Floyd	McClintock	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Oller	Washington
Brewer	House	Ortiz	Wayne
Brown	Kaloogian	Pacheco	Wildman
Caldera	Keeley	Papan	Woods
Campbell	Knox	Perata	Wright
Cardenas	Kuehl	Poochigian	Mr. Speaker
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Lord, You have wisely created and prudently established all things that are. To look around is to see Your goodness; to trust in You is to know Your loving kindness. O Most Merciful One, absolve us from our sins and offenses, from our errors and shortcomings. Make us clean with the cleansing of Your truth. Direct our lives, till we walk in holiness of heart and our works are good and pleasing in Your sight.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Brown then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Mazzoni, seconded by Assembly Member Baldwin.

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 Olberg.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

June 18, 1997

Speaker Cruz Bustamante
State Capitol, Room 219
Sacramento, California

Dear Cruz: I respectfully request that I be excused from session on Thursday, June 19, 1997. I will be in my district on legislative business.

If you have any questions, please contact Terri O'Neill at 445-8102. Thank you for your consideration.

Sincerely,

R. KEITH OLBERG, Assembly Member
Thirty-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 Wednesday, June 18, 1997.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 16, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Government Code Sec. 8670.54 (amended by: Ch. 1248 of 1990, SB 2040—Keene), I have named Ms. Carrie Bowen to serve on the Oil Spill Technical Advisory Committee. The effective date of the appointment is June 16, 1997, and this is a pleasure appointment. Ms. Bowen will be replacing Mr. Michael Lozeau (alternate to Mr. Michael J. Hertz).

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 19, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 32
And reports the same correctly enrolled.

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 Joint Resolution No.	*Committee*
31	Rls.

Senate Bill No.	*Committee*
3	Pub. S.
5	Rev. & Tax.
8	G.O. and E.,R. & C.A.
10	Ed.
45	Trans.
48	L. & E. and Jud.
49	E.,R. & C.A.
50	Ed.
70	Health and Ins.
72	Nat. Res.
85	Ed.
88	G.O.
90	U. & C.
101	Higher Ed.
110	Rev. & Tax.
113	Trans.
116	U. & C.
135	Ed.
146	Pub. S.

184 ----------C.P.,G.E. & E.D.
193 ----------C.P.,G.E. & E.D.
200 ----------Rev. & Tax and I. T. & D.
202 ----------Ins.
214 ----------Jud.
226 ----------Trans.
227 ----------P.E.,R. & S.S. and Higher Ed.
231 ----------W.,P. & W. and Agri.
233 ----------Ins.
235 ----------L. & E.
248 ----------L. Gov.
253 ----------Health
263 ----------W.,P. & W.
272 ----------Ins.
280 ----------Trans.
281 ----------G.O.
287 ----------E.,R. & C.A.
295 ----------Pub. S.
296 ----------Ins.
300 ----------Ed.
303 ----------L. Gov.
310 ----------W.,P. & W
314 ----------Pub. S.
316 ----------Higher Ed.
317 ----------Health
324 ----------Health
328 ----------W.,P. & W.
329 ----------W.,P. & W.
330 ----------Health
340 ----------Jud.
348 ----------L. Gov.
361 ----------Hum. S.
364 ----------W.,P. & W.
368 ----------Trans.
369 ----------C.P.,G.E. & E.D.
377 ----------Ed.
393 ----------Health
394 ----------L. & E.
402 ----------Health
405 ----------U. & C.
406 ----------Health and Ins.
407 ----------Health
413 ----------Health
432 ----------Trans.
435 ----------C.P.,G.E. & E.D.
436 ----------Nat. Res.
445 ----------Agri. and E.S. & T.M.
447 ----------L. & E.
450 ----------Ins.
455 ----------Rev. & Tax.
464 ----------E.S. & T.M. and Agri.
468 ----------Pub. S.
469 ----------Pub. S.
473 ----------Health

474 ----------Ins.
479 ----------Trans.
483 ----------Pub. S.
485 ----------H. & C.D.
486 ----------G.O. and L. & E.
487 ----------H. & C.D.
488 ----------H. & C.D.
492 ----------C.P.,G.E. & E.D. and TV. A. & I.T.
495 ----------Ins.
499 ----------W.,P. & W and Nat. Res.
500 ----------Pub. S.
507 ----------Trans.
513 ----------Pub. S.
514 ----------Ed.
522 ----------Health
532 ----------Rev. & Tax.
533 ----------Nat. Res.
534 ----------Ed.
540 ----------Ed.
543 ----------W.,P. & W.
545 ----------Trans.
550 ----------Ed.
560 ----------Health and Rev. & Tax.
566 ----------L. Gov. and C.P.,G.E. & E.D.
567 ----------Trans. and E.,R. & C.A.
570 ----------Ins.
577 ----------P.E.,R. & S.S.
586 ----------Health
591 ----------Pub. S. and Rev. & Tax.
593 ----------Health
596 ----------Health
601 ----------P.E.,R. & S.S.
602 ----------Health and Rev. & Tax.
609 ----------G.O.
614 ----------W.,P. & W.
615 ----------P.E.,R. & S.S.
625 ----------Health
626 ----------Trans.
628 ----------Jud.
629 ----------P.E.,R. & S.S.
641 ----------Pub. S.
642 ----------Pub. S.
648 ----------C.P.,G.E. & E.D.
661 ----------E.S. & T.M. and Jud.
669 ----------Ed. and Pub. S.
672 ----------P.E.,R. & S.S.
673 ----------Nat. Res.
675 ----------Nat. Res.
680 ----------L. & E.
682 ----------Jud.
699 ----------W.,P. & W.
703 ----------U. & C.
705 ----------Pub. S.
707 ----------Higher Ed.

713 ----------Health
715 ----------Nat. Res. and TV. A. & I.T.
717 ----------E.,R. & C.A. and Rev. & Tax.
719 ----------Health
721 ----------Pub. S.
772 ----------Trans. and Nat. Res.
779 ----------Jud.
788 ----------B. & F.
793 ----------Trans.
802 ----------Ed.
804 ----------Ed.
807 ----------Trans.
817 ----------Hum. S. and Pub. S.
818 ----------Pub. S.
820 ----------Higher Ed.
824 ----------Higher Ed.
826 ----------Health
842 ----------B. & F.
853 ----------Ed. and Pub. S.
857 ----------C.P.,G.E. & E.D.
859 ----------Ins.
860 ----------Health
862 ----------C.P.,G.E. & E.D.
870 ----------P.E.,R. & S.S.
877 ----------Higher Ed.
884 ----------Ins.
885 ----------Health
904 ----------Hum. S.
908 ----------L. Gov.
914 ----------Pub. S.
923 ----------Health
930 ----------C.P.,G.E. & E.D.
936 ----------Jud. and Hum. S.
938 ----------Ed. and Hum. S.
939 ----------Pub. S.
941 ----------Pub. S. and Jud.
945 ----------Pub. S. and Health
948 ----------Jud.
954 ----------Health
956 ----------Rev. & Tax. and Ins.
965 ----------Rev. & Tax. and I. T. & D.
967 ----------P.E.,R. & S.S.
969 ----------P.E.,R. & S.S.
977 ----------Health and Jud.
980 ----------Pub. S.
984 ----------Health
998 ----------Health
999 ----------Jud.
1006 ----------W.,P. & W.
1007 ----------Health
1014 ----------Health
1022 ----------P.E.,R. & S.S.
1023 ----------P.E.,R. & S.S.
1027 ----------P.E.,R. & S.S.

1031 ----------Ed.
1034 ----------E.S. & T.M.
1035 ----------Health
1036 ----------Health
1037 ----------Jud.
1038 ----------Hum. S.
1051 ----------Ed.
1052 ----------Health
1057 ----------Trans.
1060 ----------Health
1064 ----------Ed.
1066 ----------Nat. Res.
1067 ----------G.O.
1069 ----------C.P.,G.E. & E.D. and Budget
1072 ----------P.E.,R. & S.S.
1081 ----------E.S. & T.M. and Jud.
1089 ----------Pub. S.
1090 ----------E.S. & T.M.
1092 ----------Pub. S.
1094 ----------Health
1095 ----------Ed.
1099 ----------Health
1102 ----------Rev. & Tax. and Trans.
1106 ----------Rev. & Tax.
1113 ----------Nat. Res.
1118 ----------Trans.
1123 ----------W.,P. & W.
1125 ----------Health
1129 ----------Health
1130 ----------Health
1140 ----------Health
1144 ----------G.O.
1147 ----------Health
1153 ----------Ins.
1155 ----------Ed.
1156 ----------H. & C.D. and L. Gov.
1163 ----------Ed.
1173 ----------C.P.,G.E. & E.D.
1175 ----------Nat. Res.
1176 ----------Pub. S.
1179 ----------Nat. Res.
1184 ----------C.P.,G.E. & E.D. and L. Gov.
1190 ----------L. Gov.
1194 ----------Health
1195 ----------Pub. S.
1198 ----------Agri.
1200 ----------B. & F.
1202 ----------W.,P. & W.
1217 ----------Ins.
1220 ----------Ins.
1231 ----------Health
1234 ----------Rev. & Tax.
1238 ----------Pub. S.
1243 ----------Health

1251 ----------Jud.
1253 ----------Rev. & Tax.
1258 ----------Ed.
1270 ----------C.P.,G.E. & E.D.
1271 ----------E.,R. & C.A. and Jud.
1272 ----------L. Gov.
1273 ----------C.P.,G.E. & E.D. and TV.A. & I.T.
1277 ----------Ins.
1284 ----------Jud.
1287 ----------L. Gov.
1291 ----------B. & F.
1292 ----------Health
1295 ----------Health
1296 ----------Jud.
1298 ----------Pub. S.
1299 ----------Health
1302 ----------Pub. S.
1304 ----------G.O. and Budget
1305 ----------U. & C.
1311 ----------Pub. S.
1312 ----------W.,P. & W.
1313 ----------H. & C.D.
1315 ----------Ins.
1325 ----------Trans.
1328 ----------L. & E.
1329 ----------Trans.
1332 ----------Hum. S.
1336 ----------W.,P. & W.
1338 ----------TV.A. & I.T.
1339 ----------Pub. S.
1342 ----------Jud.
1344 ----------Health
1346 ----------Health and Pub. S.
1347 ----------Health
1348 ----------C.P.,G.E. & E.D.
1349 ----------Health

Senate Concurrent Resolution No. *Committee*
23 ----------Rls.

AUTHOR'S AMENDMENTS
Committee on Appropriations

June 19, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Assembly Bill No. 1030
With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 1030—An act to add Section 110663 to the Health and Safety Code, relating to agricultural commodities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

June 19, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 18
Senate Bill No. 1025

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 18—An act to amend Section 1523 of the Code of Civil Procedure, and to amend Section 12936 of the Insurance Code, relating to insurance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1025—An act to add Section 21389 to 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 Transportation

June 19, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 812

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 812—An act to amend Section 9107 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 Public Safety

June 19, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 1146

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

SENATE BILL NO. 1146—An act to amend Section 1025 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 Utilities and Commerce

June 19, 1997

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 595

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MARTINEZ, Chairwoman

SENATE BILL NO. 595—An act to amend Section 303 of the Public Utilities Code, relating to the Public Utilities Commission, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Insurance

June 19, 1997

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 319

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 319—An act to amend Section 1057.6 of, and to add Sections 1057.61 and 1057.62 to, the Civil Code, and to add Section 12340.12 to the Insurance Code, relating to title 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

June 19, 1997

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 187

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 187—An act to amend, renumber, and repeal Section 35294.1 of, to add Section 35294.2 to, and to add and repeal Sections 35294.1, 35294.6, 35294.7, 35294.8, and 35294.9 to, the Education Code, relating to school 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 Labor and Employment

June 19, 1997

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Assembly Bill No. 297

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FLOYD, Chairman

ASSEMBLY BILL NO. 297—An act to add Section 19823.5 to the Business and Professions Code, relating to smoking.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 210
Senate Bill No. 228
Senate Bill No. 538

With the recommendation: Do pass.

SWEENEY, Chairman

Above bills ordered to second reading.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 106
Senate Bill No. 294
Senate Bill No. 342
Senate Bill No. 880

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.

SWEENEY, Chairman

Above bills ordered to second reading.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 437

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

SWEENEY, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 467

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

SWEENEY, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Judiciary

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1609

With the recommendation: Do pass.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 162
Senate Bill No. 430
Senate Bill No. 504
Senate Bill No. 568

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

ESCUTIA, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 68

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.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 98
Senate Bill No. 653
Senate Bill No. 665
Senate Bill No. 696

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.

ESCUTIA, Chairwoman

Above bills ordered to second reading.

Committee on Appropriations

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 212

With the recommendation: Do pass, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above bill ordered to second reading.

ADJOURN IN MEMORY

Speaker Bustamante was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marjorie Simpson Morris, of Encino.

Assembly Member Leach was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William R. Sharkey, Jr., of Martinez, son of former State Senator William R. Sharkey, Sr.

Assembly Member Wright was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Betty Jeanne Wilson, of Los Angeles.

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 John Martinez, of Hollister.

Assembly Member Thompson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of 9-year-old Amanda Robertson, of Escondido.

MOTION TO SUSPEND JOINT RULE 29.5(b)

Assembly Member Villaraigosa moved that Joint Rule 29.5(b) be suspended as it relates to the Conference Committee on Assembly Bill No. 107 (Budget).

Motion carried by the following vote:

AYES—78

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Floyd	McClintock	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Oller	Washington
Brewer	House	Ortiz	Wayne
Brown	Kaloogian	Pacheco	Wildman
Caldera	Keeley	Papan	Woods
Campbell	Knox	Perata	Wright
Cardenas	Kuehl	Poochigian	Mr. Speaker
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—None

MESSAGES FROM THE SENATE

June 19, 1997

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: The Senate this day suspended Joint Rule 29.5(b) on Assembly Bill 107.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

MOTION TO SUSPEND JOINT RULE 28.1

Assembly Member Pringle moved that Joint Rule 28.1 be suspended to permit the appointment of conferees to the Conference Committee on Senate Bill No. 60.

Motion carried by the following vote:

AYES—78

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Floyd	McClintock	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Oller	Washington
Brewer	House	Ortiz	Wayne
Brown	Kaloogian	Pacheco	Wildman
Caldera	Keeley	Papan	Woods
Campbell	Knox	Perata	Wright
Cardenas	Kuehl	Poochigian	Mr. Speaker
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—None

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 19, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Scott Baugh to the Conference Committee on Senate Bill 60.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 11 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Bowen was granted unanimous consent that the vote be reconsidered whereby Assembly Constitutional Amendment No. 11 was refused adoption; and that the resolution be placed upon the inactive file.

QUESTION OF PRIVILEGE OF THE HOUSE

Assembly Member Goldsmith raised a question of privilege of the House to request that the House, through the Speaker, request that Legislative Counsel release a copy of the written legal opinion rendered in 1981 (Opinion No. 10846), upon which rulings have been based, that tax increase measures may be passed with a majority vote, if such measures are revenue-neutral. The referenced opinion is requested in order to review the basis for previous rulings.

Reply by Speaker pro Tempore Kuehl

Speaker pro Tempore Kuehl took the question of privilege under consideration and deferred ruling until such time as the question of attorney/client privilege could be reviewed in consultation with the Legislative Counsel.

CONSIDERATION OF CONSENT CALENDAR

Assembly Member Bowler was granted unanimous consent that the next roll call be on the Consent Calendar.

Consent Calendar—Assembly Resolution

ASSEMBLY JOINT RESOLUTION NO. 30 (Baca)—Relative to McClellan Air Force Base.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

~~**Consent Calendar—Senate Bills**~~

~~**SENATE BILL NO. 161** (Greene)—An act to add Section 38060 to the Education Code, relating to schools.~~

~~Bill read third time, passed, and ordered transmitted to the Senate.~~

~~*(For the vote on the above bill, see this day's* Consent Calendar roll call.)~~

(NOTE: On September 5, 1997, the action was rescinded whereby Senate Bill No. 161 was passed, and whereby the bill was ordered transmitted to the Senate. See page 4143.)

~~**SENATE BILL NO. 389** (Monteith)—An act to add Section 425.9 to the Government Code, relating to the official state soil.~~

~~Bill read third time, passed, and ordered transmitted to the Senate.~~

~~(For the vote on the above bill, see this day's Consent Calendar roll call.)~~

(NOTE: On July 21, 1997, the action was rescinded whereby Senate Bill No. 389 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3309.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, by the following vote:

AYES—78

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Runner
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Floyd	McClintock	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Oller	Washington
Brewer	House	Ortiz	Wayne
Brown	Kaloogian	Pacheco	Wildman
Caldera	Keeley	Papan	Woods
Campbell	Knox	Perata	Wright
Cardenas	Kuehl	Poochigian	Mr. Speaker
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—None

ORDERS OF THE DAY DEMANDED

Assembly Member Granlund demanded the Orders of the Day.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1611—An act to add Section 12517.5 to the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bill No. 1318, ordered to third reading;

Senate Bill No. 112, ordered to the Consent Calendar.

(NOTE: Later this day Senate Bill No. 112 was re-referred to the Committee on Appropriations.)

SECOND READING OF SENATE BILLS

SENATE BILL NO. 105—An act to amend Section 13271 of the Water Code, relating to water.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 305—An act to amend Sections 33126 and 49426 of the Education Code, relating to education.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 160—An act to add and repeal Section 24177.5 of the Health and Safety Code, relating to health, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 578—An act to amend Sections 1357, 1357.03, 1357.06, 1357.16, 1357.50, and 1357.51 of, and to add Section 1357.52 to, the Health and Safety Code, and to amend Sections 742.40, 10198.6, 10198.7, 10700, 10705, 10706, 10708, 10718.55, and 10841 of, and to add Section 10198.9 to, the Insurance Code, relating to health care coverage.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 349—An act to add Section 89010 to the Education Code, relating to the California State University, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 109—An act to add Section 85320 to the Government Code, relating to the Political Reform Act of 1974.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 384—An act to amend Section 1102 of the Civil Code, and to amend Section 18160 of the Health and Safety Code, relating to housing, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 484—An act to amend Sections 799, 799.1, 799.3, 799.4, 799.5, and 799.7 of the Civil Code, relating to mobilehomes.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 511—An act to amend Section 14029 of the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1334—An act relating to agriculture.

Bill read second time; amendments proposed by the Committee on Agriculture read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of Joint Rule 10.5, the following bill was ordered re-referred to the Committee on Appropriations:

Senate Bill No. 112.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 730 (Keeley)—An act to amend Section 49558 of the Education Code, relating to education.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—77

Ackerman	Ducheny	Leonard	Runner
Aguiar	Escutia	Machado	Scott
Alby	Figueroa	Margett	Shelley
Alquist	Firestone	Mazzoni	Strom-Martin
Aroner	Floyd	McClintock	Sweeney
Ashburn	Frusetta	Migden	Takasugi
Baca	Gallegos	Miller	Thompson
Baldwin	Goldsmith	Morrissey	Thomson
Battin	Granlund	Morrow	Torlakson
Baugh	Havice	Murray	Villaraigosa
Bordonaro	Hertzberg	Napolitano	Vincent
Bowler	Honda	Oller	Washington
Brewer	House	Ortiz	Wayne
Brown	Kaloogian	Pacheco	Wildman
Caldera	Keeley	Papan	Woods
Campbell	Knox	Perata	Wright
Cardenas	Kuehl	Poochigian	Mr. Speaker
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	
Davis	Lempert	Richter	

NOES—1

Bowen

Above bill ordered enrolled.

ASSEMBLY JOINT RESOLUTION NO. 19 (Baca)—Relative to the Southwest Defense Complex.

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	Cunneen	Kuykendall	Shelley
Aguiar	Davis	Leach	Strom-Martin
Alby	Ducheny	Lempert	Sweeney
Alquist	Escutia	Machado	Takasugi
Aroner	Figueroa	Margett	Thompson
Ashburn	Firestone	Mazzoni	Thomson
Baca	Frusetta	Migden	Torlakson
Battin	Gallegos	Miller	Villaraigosa
Baugh	Goldsmith	Morrissey	Vincent
Bordonaro	Granlund	Murray	Washington
Bowen	Havice	Napolitano	Wayne
Bowler	Hertzberg	Oller	Wildman
Brewer	Honda	Ortiz	Woods
Brown	House	Papan	Wright
Caldera	Kaloogian	Perata	Mr. Speaker
Campbell	Keeley	Poochigian	
Cardenas	Knox	Prenter	
Cardoza	Kuehl	Scott	

NOES—1

McClintock

Above resolution ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY JOINT RESOLUTION NO. 25 (Baca)—Relative to breast cancer research.

Resolution read.

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, 9:46 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY CONCURRENT RESOLUTION NO. 58 (Ortiz)—Relative to nutrition.

Resolution read, and adopted by the following vote:

AYES—53

Alquist	Floyd	Mazzoni	Sweeney
Aroner	Frusetta	Migden	Takasugi
Baca	Gallegos	Morrissey	Thomson
Bowen	Goldsmith	Murray	Torlakson
Brown	Havice	Napolitano	Villaraigosa
Caldera	Hertzberg	Ortiz	Vincent
Cardenas	Honda	Pacheco	Washington
Cardoza	Keeley	Papan	Wayne
Cunneen	Knox	Perata	Wildman
Davis	Kuehl	Prenter	Wright
Ducheny	Kuykendall	Richter	Mr. Speaker
Escutia	Leach	Scott	
Figueroa	Lempert	Shelley	
Firestone	Machado	Strom-Martin	

NOES—24

Ackerman	Baugh	Kaloogian	Oller
Aguiar	Bordonaro	Leonard	Poochigian
Alby	Bowler	Margett	Pringle
Ashburn	Brewer	McClintock	Runner
Baldwin	Campbell	Miller	Thompson
Battin	House	Morrow	Woods

Resolution ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 67 (Kopp)—An act to amend Section 1714.45 of the Civil Code, relating to product liability.

Bill read third time.

Motion to Amend by Assembly Member Richter

Assembly Member Richter moved the adoption of amendments.

Amendments read.

Motion to Table Richter Amendments to Senate Bill No. 67

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Richter to Senate Bill No. 67 be laid upon the table.

Assembly Member Sweeney seconded the motion.

Motion carried by the following vote:

AYES—43

Alquist	Figueroa	Lempert	Sweeney
Aroner	Frusetta	Machado	Thomson
Baca	Gallegos	Mazzoni	Torlakson
Bowen	Granlund	Migden	Villaraigosa
Brown	Havice	Murray	Vincent
Caldera	Hertzberg	Napolitano	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Perata	Wildman
Cunneen	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Escutia	Kuykendall	Strom-Martin	

NOES—26

Ackerman	Bowler	McClintock	Richter
Alby	Brewer	Morrow	Runner
Ashburn	Campbell	Oller	Takasugi
Baldwin	House	Pacheco	Thompson
Battin	Kaloogian	Poochigian	Woods
Baugh	Leonard	Prenter	
Bordonaro	Margett	Pringle	

Vote Changes

By unanimous consent, the following vote change was permitted on the Villaraigosa motion to table the amendments offered by Assembly Member Richter to Senate Bill No. 67: Assembly Member Frusetta, from "No" to "Aye".

Motion to Amend by Assembly Member Shelley

Assembly Member Shelley moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 285 (Watson)—An act relating to human services.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Bordonaro withdrew his amendments to Senate Bill No. 285.

Without objection, Assembly Member Ashburn withdrew his amendments to Senate Bill No. 285.

Without objection, Assembly Member Campbell withdrew his amendments to Senate Bill No. 285.

Further Consideration of Senate Bill No. 285

Bill presented by Assembly Member Aroner.

Demand for Previous Question

Assembly Members Washington, Sweeney, Mazzoni, Cardenas, and Keeley demanded the previous question.

Roll Call Demanded

Assembly Members Pacheco, Kuykendall, and Runner, demanded a roll call.

The roll was called, and the demand for the previous question sustained by the following vote:

AYES—39

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Floyd	Migden	Torlakson
Baca	Gallegos	Murray	Villaraigosa
Brown	Havice	Napolitano	Vincent
Caldera	Hertzberg	Ortiz	Washington
Cardenas	Honda	Perata	Wayne
Cardoza	Keeley	Scott	Wildman
Davis	Knox	Shelley	Wright
Ducheny	Kuehl	Strom-Martin	Mr. Speaker
Escutia	Lempert	Sweeney	

NOES—35

Ackerman	Brewer	Leach	Poochigian
Aguiar	Campbell	Leonard	Prenter
Alby	Cunneen	Margett	Pringle
Ashburn	Firestone	McClintock	Richter
Baldwin	Frusetta	Miller	Runner
Battin	Goldsmith	Morrissey	Takasugi
Baugh	Granlund	Morrow	Thompson
Bordonaro	Kaloogian	Oller	Woods
Bowler	Kuykendall	Pacheco	

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 Villaraigosa moved a call of the Assembly.

Motion carried. Time, 10:27 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 419 (Karnette)—An act to amend Sections 31591 and 31706 of, and to add Section 31783.5 to, the Government Code, relating to county employees.

Bill read third time, and presented by Assembly Member Bowler.

Bill passed by the following vote:

AYES—75

Ackerman	Davis	Leach	Richter
Aguiar	Ducheny	Lempert	Runner
Alby	Escutia	Leonard	Scott
Alquist	Figueroa	Machado	Shelley
Aroner	Firestone	Margett	Strom-Martin
Ashburn	Floyd	Mazzoni	Sweeney
Baca	Frusetta	Migden	Takasugi
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Villaraigosa
Bowler	Hertzberg	Napolitano	Vincent
Brewer	Honda	Oller	Washington
Brown	House	Ortiz	Wayne
Caldera	Kaloogian	Pacheco	Wildman
Campbell	Keeley	Perata	Woods
Cardenas	Knox	Poochigian	Wright
Cardoza	Kuehl	Prenter	Mr. Speaker
Cunneen	Kuykendall	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 197 (Craven)—An act to amend Section 87202 of the Government Code, relating to the Political Reform Act of 1974.

Bill read third time, and presented by Assembly Member Bordonaro.

Bill passed by the following vote:

AYES—76

Ackerman	Cunneen	Kuykendall	Pringle
Aguiar	Davis	Leach	Richter
Alby	Ducheny	Lempert	Runner
Alquist	Escutia	Leonard	Scott
Aroner	Figueroa	Machado	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Floyd	McClintock	Sweeney
Baldwin	Frusetta	Migden	Takasugi
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Villaraigosa
Bowler	Hertzberg	Napolitano	Vincent
Brewer	Honda	Oller	Washington
Brown	House	Ortiz	Wayne
Caldera	Kaloogian	Pacheco	Wildman
Campbell	Keeley	Perata	Woods
Cardenas	Knox	Poochigian	Wright
Cardoza	Kuehl	Prenter	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

Assembly Member Torlakson was granted unanimous consent that Senate Bill No. 562 be re-referred from the Committee on Housing and Community Development to the Committee on Local Government.

MESSAGES FROM THE SENATE

Senate Chamber, June 19, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 700

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Upon request of Assembly Member Alby, pursuant to Assembly Rule 77.2, the Speaker re-referred Assembly Bill No. 700 to the Committee on Public Safety.

ADJOURN IN MEMORY

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 Tony Santos, of Chico.

REQUEST FOR PHOTOGRAPHER

Assembly Member Murray was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

RECESS

By unanimous consent, at 10:35 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

On behalf of the Legislative Black Caucus, Assembly Member Murray introduced Don Cornelius, creator and executive producer of "Soul Train". In celebration of "Black Music Month" Assembly Member Murray presented a resolution to Mr. Cornelius in recognition of the invaluable contributions he has made to the entertainment industry and to society.

Don Cornelius then addressed the assemblage.

REASSEMBLED

At 10:41 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 453, on request of Assembly Member Figueroa.

REQUEST TO RE-REFER SENATE BILL NO. 250 FROM FILE TO COMMITTEE

Speaker pro Tempore Kuehl requested unanimous consent that Senate Bill No. 250 be re-referred from the third reading file to the Committee on Appropriations.

Assembly Member Battin withheld unanimous consent.

RECESS

By unanimous consent, at 10:44 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 10:56 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY JOINT RESOLUTION NO. 25

At 10:56 a.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 Joint Resolution No. 25 adopted by the following vote:

AYES—46

Alquist	Figueroa	Machado	Sweeney
Aroner	Firestone	Mazzoni	Thomson
Baca	Floyd	Migden	Torlakson
Bowen	Frusetta	Morrissey	Villaraigosa
Brown	Gallegos	Murray	Vincent
Caldera	Havice	Napolitano	Washington
Cardenas	Hertzberg	Ortiz	Wayne
Cardoza	Honda	Papan	Wildman
Cunneen	Keeley	Perata	Wright
Davis	Knox	Scott	Mr. Speaker
Ducheny	Kuehl	Shelley	
Escutia	Lempert	Strom-Martin	

NOES—18

Ackerman	Bordonaro	Kaloogian	Runner
Alby	Bowler	Leonard	Takasugi
Ashburn	Campbell	McClintock	Thompson
Baldwin	Granlund	Morrow	
Baugh	House	Oller	

Resolution ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 285

At 10:57 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.

Senate Bill No. 285 passed by the following vote:

AYES—42

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Floyd	Migden	Torlakson
Baca	Gallegos	Murray	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Brown	Hertzberg	Ortiz	Washington
Caldera	Honda	Papan	Wayne
Cardenas	Keeley	Perata	Wildman
Cardoza	Knox	Scott	Wright
Davis	Kuehl	Shelley	Mr. Speaker
Ducheny	Lempert	Strom-Martin	
Escutia	Machado	Sweeney	

NOES—34

Ackerman	Brewer	Leach	Poochigian
Aguiar	Campbell	Leonard	Pringle
Alby	Cunneen	Margett	Richter
Ashburn	Firestone	McClintock	Runner
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	House	Morrow	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	

Bill ordered transmitted to the Senate.

MOTION TO RE-REFER SENATE BILL NO. 250 TO COMMITTEE

Assembly Member Migden moved that Senate Bill No. 250 be re-referred to the Committee on Appropriations.

Assembly Member Honda seconded the motion.

Parliamentary Inquiry

Assembly Member Granlund arose to the following parliamentary inquiry:

Is the Migden motion to re-refer in order under the Orders of the Day?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied in the affirmative.

Objection Withdrawn

Assembly Member Battin withdrew the objection he raised earlier this day to the request to re-refer Senate Bill No. 250 from the third reading file to the Committee on Appropriations.

Motion Withdrawn

Without objection, the Migden motion to re-refer Senate Bill No. 250 to committee was withdrawn, with consent of the second to the motion.

Re-Reference of Senate Bill No. 250 to Committee Pursuant to Assembly Rule 77.2

Upon request of Assembly Member Migden, pursuant to Assembly Rule 77.2, the Speaker re-referred Senate Bill No. 250 to the Committee on Appropriations.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Consent Calendar: Cardenas and Machado—Aye.

Assembly Bill No. 730, Concurrence: Bowen—No.

Assembly Concurrent Resolution No. 58: Goldsmith and Morrissey—Aye.

Senate Bill No. 67, Villaraigosa Motion to Table Richter Amendments: Baugh—No.

Senate Bill No. 419: Cardenas—Aye.

Senate Bill No. 285: Papan—Aye.

MOTION TO ADJOURN

At 11 a.m., Assembly Member Shelley moved that the Assembly do now adjourn.

Assembly Member Pacheco seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:02 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 35—Granlund. Relative to Assembly Rule 40.

AUTHOR'S AMENDMENTS
Committee on Rules

June 19, 1997

Mr. Speaker: The Chair of your Committee on Rules reports:

Senate Concurrent Resolution No. 25

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PERATA, Chairman

SENATE CONCURRENT RESOLUTION NO. 25—Relative to the Kenneth L. Maddy Freeway.

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 Public Employees, Retirement and Social Security

June 19, 1997

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 629

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 629—An act to amend Sections 24001, 24007, and 24101 of, and to add Sections 24001.5 and 24101.5 to, the Education Code, and to amend Section 21540.5 of the Government Code, relating to public employees.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 19, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 196

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

SENATE BILL NO. 196—An act to amend Section 599aa of the Penal Code, relating to animal 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 Public Employees, Retirement and Social Security

June 19, 1997

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 615

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 615—An act to add Section 22824 to, and to add Chapter 10.2 (commencing with Section 3511) to Division 4 of Title 1 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 Agriculture

June 19, 1997

Mr. Speaker: The Chair of your Committee on Agriculture reports:

Senate Bill No. 1198

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CARDOZA, Chairman

SENATE BILL NO. 1198—An act to amend Sections 226, 55435.5, 55483, 55485, 55523, 55525, 55721, 55722, 55741, 55742, 55743, 55744, 55861, 56133.5, 56186, 56381, 56382, and 56571 of, to amend and renumber Sections 55751, 56252, and 56451 of, to add Sections 55484.5, 55484.75, 55485.5, 5485.75, 55524.5, 55524.75, 55525.75, 55722.5, 56183.5, 56185.5, 56185.75, 56186.5, 56186.75, 56382.5, 56701.5, and 56717 to, to repeal Sections 55486, 55487, 55489, 55490, 55526, 55527, 55528.5, 55529, 55529.5, 55745, 55745.5, 55746, 55747, 55748, 55749, 55750, 55861.7, 56187, 56188, 56191, 56191.5, 56192, 56192.5, 56446, 56447, 56448, 56449, 56450, 56452, and 56571.7 of, to repeal Article 13 (commencing with Section 55781) and Article 15 (commencing with Section 55841) of Chapter 6 of, and Article 14 (commencing with Section 56471) and Article 16 (commencing with Section 56531) of Chapter 7 of, and Chapter 7.5 (commencing with Section 56701) of, Division 20 of, and to repeal and add Sections 55484, 55488, 55524, 55528, 56185, 56190, 56443, 56444, and 56445 of, the Food and Agricultural Code, relating to agriculture, 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 Higher Education

June 19, 1997

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Senate Bill No. 819

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LEMPERT, Chairman

SENATE BILL NO. 819—An act to amend Section 94892.5 of the Education Code, relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

June 19, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 650
Senate Bill No. 651
Senate Bill No. 1017

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 650—An act to amend Section 4980.43 of the Business and Professions Code, relating to marriage, family, and child counselors.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 651—An act to amend Sections 5604, 5712, 17605, 17605.10, 17606.05, 17606.10, 17606.15, and 17608.10 of the Welfare and Institutions Code, relating to human services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read 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. 1017—An act to add Section 2220.5 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.

AUTHOR'S AMENDMENTS
Committee on Local Government

June 19, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 692
Senate Bill No. 693

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 692—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. 693—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 Public Employees, Retirement and Social Security

June 19, 1997

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 951

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 951—An act to amend Section 830.3 of the Penal Code, relating to peace officers, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 19, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 470
Assembly Bill No. 1019

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

ASSEMBLY BILL NO. 470—An act 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.

ASSEMBLY BILL NO. 1019—An act to add Section 17052.22 to the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Environmental Safety and Toxic Materials

June 19, 1997

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 365

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WAYNE, Chairman

SENATE BILL NO. 365—An act to amend Section 12753 of the Food and Agricultural Code, relating to pesticides.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Constitutional Amendment No. 9
Assembly Constitutional Amendment No. 14

With amendments with the recommendation: Amend, be adopted, as amended, and be re-referred to the Committee on Appropriations.

VINCENT, Chairman

Above resolutions ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: June 17, 1997

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 183

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MACHADO, Chairman

Above bill ordered to second reading.

COMMUNICATIONS

Conference Committee

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 19, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing the following Assemblymembers to the Conference Committee on Senate Bill 293:

Denise Ducheny (Co-Chair)
Dion Aroner (Co-Chair)
Roy Ashburn
Tom Bordonaro
Valerie Brown
Bill Campbell
Carole Migden
Antonio Villaraigosa
Roderick Wright

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

MESSAGES FROM THE SENATE

Senate Chamber, June 19, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Brulte, Johnston, Lee, Maddy, Thompson, Solis, Vasconcellos, Watson, Wright, as a Senate Committee on Conference concerning SB 293 to meet a like committee of the Assembly.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

MESSAGES FROM THE SENATE

Senate Chamber, June 19, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 5

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, June 19, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 150
Assembly Bill No. 315
Assembly Bill No. 485
Assembly Bill No. 728
Assembly Bill No. 1448

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, June 19, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 340
Assembly Bill No. 368
Assembly Bill No. 755
Assembly Bill No. 1098
Assembly Bill No. 1562

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, June 19, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 257
Senate Joint Resolution No. 20

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Local Government, on Wednesday, June 25, 1997, at 1:30 p.m., in Room 437;

Rules Subcommittee on Sexual Harassment Prevention and Response, on Wednesday, June 25, 1997, at 3:30 p.m., in Room 444.

INTRODUCTION OF GUESTS

Assembly Member Bordonaro, of the 33rd Assembly District, introduced Betty Colbert and Brennan Colbert, of Bakersfield.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Shelley the Assembly adjourned until 11 a.m., Monday, June 23, 1997, out of respect to the memory of Amanda Robertson, on motion of Assembly Member Thompson; out of respect to the memory of William R. Sharkey, Jr., on motion of Assembly Member Leach; out of respect to the memory of John Martinez, on motion of Assembly Member Frusetta; out of respect to the memory of Betty Jeanne Wilson, on motion of Assembly Member Wright; out of respect to the memory of Tony Santos, on motion of Assembly Member Richter; and out of respect to the memory of Marjorie Simpson Morris, on motion of Speaker Bustamante.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 19, 1997

The following measures were amended in the Assembly on this day:

AB	RN
297	9715803
470	9713798
1019	9716226
1030	9716235

SB	RN
18	9715778
67	9716315
105	9716002
187	9716183
196	9715715
305	9715926
319	9716222
365	9716006
511	9715885
578	9715810
595	9716170
615	9716308
629	9715186
650	9716204
651	9716089
692	9716202
693	9716201
812	9712605
819	9716365
951	9715979
1017	9715670
1025	9715893
1146	9716282
1198	9716143
1334	9716082

SCR	RN
25	9716123

Daily Total: 30
Cumulative Total: 2255

Amendments were considered by the Assembly, but not adopted, to the following measure:

SB
67 (Richter amendments, RN 9715437, laid upon the table)

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, June 23, 1997

NINETY-THIRD SESSION DAY

TWO HUNDRED FOURTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, June 23, 1997

The Assembly met at 11:02 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Brian Ebbert reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Caldera moved a quorum call of the Assembly.

Motion carried. Time, 11:03 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 11:14 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—79:

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Lord God, We gather here today, together with our children and grandchildren to observe Grandchildren's Week, and we offer this prayer to You. Lord, let the light of Your countenance leave its mark on Your children that they may shun the vanity of the world and every evil influence, to follow Your commandments. For You have said, Lord, "Let the children come to me, and do not hinder them, for to such belongs the kingdom of heaven." (Matthew 19:14). Dear God, we ask that You bless our families, our children and grandchildren. Imbue them with faith and hope in You, and with love: To know that You alone are true God. Look upon them in mercy always, and incline Your ear to the voice of their prayer. For all the powers of heaven praise You, and Yours is the glory, now and always and to the ages of ages.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, 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 Davis, seconded by Assembly Member Ackerman.

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 Pacheco.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

June 18, 1997

Hon. Cruz Bustamante, Speaker
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: Please excuse me from session on June 23, 1997, for legislative business. Thank you for your attention to this matter.

Very truly yours,

ROD PACHECO, Assembly Member
Sixty-fourth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 23, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Dennis Cardoza to the Assembly Governmental Organization Committee effective today, June 23, 1997.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 23, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Steve Baldwin to the Assembly Revenue and Taxation Committee replacing Assemblymember Gary Miller for today, Monday, June 23, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 23, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Rico Oller to the Assembly Governmental Organization Committee to replace Assemblymember Jim Battin for today, June 23, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 23, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I am appointing Assemblymembers Rod Pacheco and Liz Figueroa to the Select Committee on Education Technology.

Thank you for your assistance in this matter.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

COMMUNICATIONS

The following proposed initiative was received by the Chief Clerk from:

Rosemary R. Calderon, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the title, summary, and text of the following proposed initiative pursuant to Elections Code, Section 9007:

Gambling. Slot Machines. Legalization, Regulation, Taxation. Initiative Constitutional Amendment and Statute.

Referred by the Speaker to the Committee on Governmental Organization.

REPORTS

The following reports were presented by the Chief Clerk:

Commission on Peace Officer Standards and Training, Time Limitations for Processing Applications for Basic Certificates (Pursuant to Government Code Section 15378)

Above transmitted report, together with letter of transmittal from Kenneth J. O'Brien, Executive Director, Commission on Peace Officer Standards and Training, Sacramento, dated May 20, 1997, referred by the Speaker to the Committee on Public Safety.

Judges Retirement System II Actuarial Valuation as of June 30, 1996

Above transmitted report, together with letter of transmittal from William Dale Crist, President CalPERS Board of Administration, Sacramento, dated May 21, 1997, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

Natural Community Conservation Planning Program Report of Permanent Conservation and Take of Coastal Sage Scrub and California Gnatcatchers (Pursuant to the Supplemental Report of the 1996 Budget Act)

Above transmitted report, together with letter of transmittal from Jacqueline E. Schafer, Director, Department of Fish and Game, Sacramento, dated May 22, 1997, referred by the Speaker to the Committee on Budget.

Report to the Legislature on Administration of the Clean Water Bond Law of 1984 (Proposition 25), Water Conservation and Water Quality Bond Law of 1986 (Proposition 44), and Water Conservation Bond Law of 1988 (Proposition 82)

Above transmitted report, together with letter of transmittal from David N. Kennedy, Director, Department of Water Resources, Sacramento, dated May 27, 1997, referred by the Speaker to the Committee on Water, Parks and Wildlife.

Report to the Legislature: Firearms (Pursuant to SB 1374, Chapter 924, Section 4, Statutes of 1996)

Above transmitted report, together with letter of transmittal from M. David Stirling, Chief Deputy Attorney General, Office of the Attorney General, Sacramento, dated May 30, 1997, referred by the Speaker to the Committee on Public Safety.

California Prison Industry Authority, Report to the Legislature, Fiscal Year 1995–96 (Pursuant to Penal Code Section 2808 (k))

Above transmitted report, together with letter of transmittal from Thomas M. Maddock, Chairman, Prison Industry Board, Folsom, dated May 30, 1997, referred by the Speaker to the Committee on Public Safety.

Quarterly Status Report of Major Capital Outlay Projects, March 31, 1997

Above transmitted report, together with letter of transmittal from Peter G. Stamison, Director, Department of General Services, Sacramento, dated May 30, 1997, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Report to the Fish and Game Commission Regarding Findings of Necropsies on Mountain Lions Taken Under Depredation Permits During 1995 (Pursuant to Fish and Game Code Section 4807)

Above transmitted report, together with letter of transmittal from Robert R. Treanor, Executive Director, Fish and Game Commission, Sacramento, dated June 2, 1997, referred by the Speaker to the Committee on Water, Parks and Wildlife.

1996 California Workers' Compensation Losses and Expenses, June 1997 (Pursuant to California Insurance Code Section 11759.1)

Above transmitted report, together with letter of transmittal from David M. Bellusci, Senior Vice President and Chief Actuary, Workers' Compensation Insurance Rating Bureau, San Francisco, dated June 2, 1997, referred by the Speaker to the Committee on Insurance.

1996 Status Report Pesticide Contamination Prevention Act (Pursuant to Food and Agricultural Code Section 13144(b))

Above transmitted report, together with letter of transmittal from James W. Wells, Director, California Environmental Protection Agency, Department of Pesticide Regulation, Sacramento, dated June 5, 1997, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

Initial Comments of the Public Utilities Commission of the State of California on the March 31, 1997, Phase II Filings

Above transmitted report, together with letter of transmittal from Wesley M. Franklin, Executive Director, Public Utilities Commission, San Francisco, dated June 5, 1997, referred by the Speaker to the Committee on Utilities and Commerce.

National White Collar Crime Center, Member Agencies/Representatives

Above transmitted report, together with letter of transmittal from Richard L. Johnston, Director, National White Collar Crime Center, Richmond, VA, dated June 9, 1997, referred by the Speaker to the Committee on Public Safety.

Title IV-D Child Support Enforcement, Commissioner Workload, Qualifications, and Allocation, Support Staff Minimum Levels, Future Statistical Studies (Pursuant to Family Code Section 4252)

Above transmitted report, together with letter of transmittal from Evelyn C. Rowan, Executive Secretary, Council and Legal Services Division, Judicial Council of California, San Francisco, dated June 11, 1997, referred by the Speaker to the Committee on Judiciary.

1997 Capital Outlay and Infrastructure Report (Pursuant to Chapter 1435, Statutes of 1990)

Above transmitted report, together with letter of transmittal from Craig L. Brown, Director of Finance, Sacramento, dated June 12, 1997, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

Agricultural Labor Relations Board, Annual Report to the Legislature, 1994–95, 1995–96 (Pursuant to Agricultural Labor Relations Act of 1975, Section 1143)

Above transmitted report, together with letter of transmittal from Michael B. Stoker, Chairman, Agricultural Labor Relations Board, Sacramento, dated June 13, 1997, referred by the Speaker to the Committee on Labor and Employment.

California State Lottery Fund, Financial Statements, March 31, 1997 (Prepared from Books Without Audit) (Pursuant to Government Code Section 8880.22)

Above transmitted report, together with letter of transmittal from William J. Popejoy, Director, California Lottery, Sacramento, dated June 13, 1997, referred by the Speaker to the Committee on Governmental Organization.

Acts of Executive Clemency of California, Granted for Period January 1, 1996 through December 31, 1996 (Pursuant to Article V, Section 8(a), of the Constitution of California)

Above transmitted report, together with letter of transmittal from Pete Wilson, Governor, State of California, Sacramento, referred by the Speaker to the Committee on Judiciary.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 20, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 150
Assembly Bill No. 315
Assembly Bill No. 485
Assembly Bill No. 728
Assembly Bill No. 1448

And reports the same correctly enrolled, and presented to the Governor at 2:15 p.m., June 20, 1997.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 20, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 5

And reports the same correctly enrolled, and presented to the Secretary of State on the 20th day of June, 1997, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 23, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 19

And reports the same correctly enrolled, and presented to the Secretary of State on the 23rd day of June, 1997, at 10:30 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 23, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 297
Assembly Bill No. 470
Assembly Bill No. 1019
Assembly Bill No. 1030

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 Joint Resolution No.	*Committee*
32	Rls.

House Resolution No.	*Committee*
34	Rls.
35	Rls.

Senate Bill No.	*Committee*
25	G.O.
57	Pub. S.
62	W.,P. & W.
255	L. Gov.
288	C.P.,G.E. & E.D. and Health
417	Trans.
441	Pub. S.
517	Jud. and Pub. S.
535	Higher Ed.
548	Jud.
557	Health
571	Health
702	C.P.,G.E. & E.D.

786 ---------- Pub. S.
873 ---------- H. & C.D.
978 ---------- Ed.
1026 ---------- P.E.,R. & S.S.
1048 ---------- Nat. Res.
1080 ---------- Jud.
1088 ---------- Pub. S.
1110 ---------- Ed.
1224 ---------- Pub. S.
1240 ---------- Agri.
1306 ---------- Nat. Res.
1323 ---------- Ed.
1330 ---------- Nat. Res.
1352 ---------- Trans.

Senate Constitutional Amendment No.	*Committee*
13 ----------	C.P.,G.E. & E.D.; E.,R. & C.A.; and Budget

AUTHOR'S AMENDMENTS

Committee on Revenue and Taxation

June 23, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 455
Senate Bill No. 1102

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

SENATE BILL NO. 455—An act to amend Sections 17020.6, 17024.5, 17041, 17052.12, 17054, 17062, 17063, 17072, 17077, 17085, 17088, 17139, 17250, 17273, 17279, 17507, 17561, 17750, 17860, 18037, 18180, 18601, 18624, 18645, 19144, 19164, 19184, 23045, 23453, 23456, 23457, 23609, 23732, 23801, 23802, 23806, 24326, 24343.3, 24349, 24355, 24355.5, 24357, 24443, 24692, 24870, 24903, 24916, and 24993 of, to amend the heading of Chapter 14.5 (commencing with Section 24870) of Part 11 of, to add Sections 17088.3, 17154, 17215, 17250.5, 17251.5, 17270.5, 17275.5, 17278.5, 17731.5, 18044, 18152, 18648.5, 19136.3, 19141.2, 19182.5, 19365, 23800.5, 23813, 24272.5, 24343.7, 24429, 24875, 24949.5, 24954, and 24956 to, to repeal Sections 17131.5, 17132, 17137, 17138.5, 17141.5, 17150, 17201.5, 17210, 17213, 17249, 17255, 17267, 17283, 17748, 18035, 18060, 18166, 18173, 24371.5, 24966.3, 24971, 24990.8, and 24990.9 of, and to repeal and add Sections 17171, 23701h, 24372.5, and 24947 of, the Revenue and Taxation Code, and to amend Sections 928.5, and 934 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.

SENATE BILL NO. 1102—An act to amend Sections 6203, 8255, 9255, 46751, 50112.2, 50113, 50161, 60120, 60121, 60361, 60608, and 60609 of, to add Sections 9255.1, 50162, and 60105 to, to add Article 4.5 (commencing with Section 40086) to Chapter 4 of Part 19 of, Article 4.5 (commencing with Section 41084.1) to Chapter 4 of Part 20 of, Article 2.5 (commencing with Section 50113.5) to Chapter 3 of Part 26 of, and Chapter 9 (commencing with Section 50171) to Part 26 of, Division 2 of, and to repeal Sections 60104 and 60709 of, the Revenue and Taxation Code, and to amend Sections 2104, 2105, and 2107 of the Streets and Highways Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Housing and Community Development

June 23, 1997

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 1313

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 1313—An act to add Section 23010.5 to the Government Code, relating to agricultural housing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Education

June 23, 1997

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 85
Senate Bill No. 135
Senate Bill No. 534
Senate Bill No. 938

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 85—An act to amend Section 44670.6 of, to add Article 7.5 (commencing with Section 44579) to Chapter 3 of Part 25 of, and to repeal Sections 48645.7, 52022, 52854, and 56242 of, the Education Code, relating to staff development.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 135—An act to amend Section 51884 of, to amend and repeal Sections 48431.6, 48431.7, 62000.1, and 62000.5 of, to amend, repeal, and add Sections 63000 and 64000 of, to add Part 28.5 (commencing with Section 53008) to, to add and repeal Sections 42926, 44498, 44689.6, 48642, 52091, 52115, 52187, 54669.1, 54686.3, 54698, 58410, and 58609 of, to add and repeal Article 4 (commencing with Section 44689.1) of Chapter 3.1 of Part 25 of, and Article 4 (commencing with Section 54146) of Chapter 2 of, and Article 3 (commencing with Section 54349) of Chapter 3 of, Part 29 of, Article 6 (commencing with Section 58070) of Chapter 1 of, and Article 7 (commencing with Section 58930) of Chapter 9 of, Part 31 of, to repeal Article 4 (commencing with Section 44490) of Chapter 3 of Part 25 of, Article 2 (commencing with Section 48630) of Chapter 4 of Part 27 of, Article 4 (commencing with Section 52180) of Chapter 7 of Part 28 of, Article 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 11.3 (commencing with Section 42920) of Part 24 of, Chapter 3.1 (commencing with Section 44670.1) of, and Chapter 3.15 (commencing with Section 44689.5) of, Part 25 of, Chapter 6.8 (commencing with Section 52080) of, and Chapter 6.9 (commencing with Section 52100) of, Part 28 of, Chapter 2 (commencing with Section 54100) of, and Chapter 3 (commencing with Section 54300) of, Part 29 of, and to repeal Chapter 1 (commencing with Section 58000) of, Chapter 2 (commencing with Section 58400) of, Chapter 4 (commencing with Section 58600) of, and Chapter 9 (commencing with Section 58900) of, Part 31 of, the Education Code, relating to education.

Bill read 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. 534—An act to add Section 8903 to the Education Code, relating to teen pregnancy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 938—An act to add Article 4.5 (commencing with Section 52560) to Chapter 10 of Part 28 of the Education Code, relating to postsecondary education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Labor and Employment

June 23, 1997

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Senate Bill No. 48
Senate Bill No. 680

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FLOYD, Chairman

SENATE BILL NO. 48—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.

SENATE BILL NO. 680—An act to amend Section 510 of, to add Sections 511, 512, 513, 514, and 557 to, and repeal Section 1183.5 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 Transportation

June 23, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 45
Senate Bill No. 507

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 45—An act to amend Sections 14523, 14524, 14525, 14526, 14527, 14530.1, 14531, 14536, 65081.1, 65082, 65083, and 65086 of, to add Sections 14529.1 and 14529.8 to, to repeal and add Sections 14520.3, 14529, and 65080 of, and to repeal Sections 14524.5, 14529.01, 14529.2, 14529.6, 14530.5, 14555, 65071, 65081, and 65086.4 of, the Government Code, to amend Sections 99310, 99312, and 99315 of, and to repeal Sections 99315.5, 99315.6, 99318, and 99318.2 of, the Public Utilities Code, and to amend Sections 164.3, 167, 188, and 188.8 of, to add Sections 164.6 and 188.10 to, to repeal and add Sections 163, 164, 182.5, and 190 of, to repeal Sections 163, 164.2, 164.4, 164.35, 164.50, 164.51, 164.52, 164.55, 164.57, 168, 182.4, 182.8, 188.9, 199, 199.1, 199.2, 199.3, 199.4, 199.6, 199.7, 199.8, 199.9, 199.10, and 199.11 of, and to repeal Chapter 16 (commencing with Section 2600) of Division 3 of, the Streets and Highways Code, relating to transportation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 507—An act to amend Section 30634 of the Public Utilities Code, and to amend Sections 1807.5, 1808.5, 5901, 25258, and 40509.5 of the Vehicle Code, relating to vehicles.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

June 23, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 850

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 850—An act to add Section 6523.75 to the Government Code, relating to public 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

June 23, 1997

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1077

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VINCENT, Chairman

SENATE BILL NO. 1077—An act to amend Section 18108 of, to repeal and add Section 2159 of, and to add Sections 2159.5 and 18108.5 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.

REPORTS OF STANDING COMMITTEES
Committee on Health

Date of Hearing: June 17, 1997

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 482
Assembly Bill No. 1055

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GALLEGOS, Chairman

Above bills ordered to second reading.

Date of Hearing: June 17, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 362

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.

GALLEGOS, Chairman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 171

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MURRAY, Chairman

Above bill ordered to second reading.

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Transportation reports:

Assembly Joint Resolution No. 17

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.

MURRAY, Chairman

Above resolution ordered to second reading.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Health, on Tuesday, July 29, 1997, at 1:30 p.m., in Room 4202.

REQUEST FOR PHOTOGRAPHER

Assembly Member Morrissey was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

ADJOURN IN MEMORY

Assembly Members Villaraigosa and Hertzberg were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bea Hernandez, of Los Angeles.

Assembly Member Wildman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lawrence Kent Smith, of Costa Mesa.

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 Joseph "Josh" Jelincic, of Hayward; and Janet M. Payne, of Fremont.

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 Robert McCurdy, of Newport Beach.

Assembly Member Poochigian was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Arman Noradian, age 107, of Fresno.

RECESS

By unanimous consent, at 11:17 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Scott introduced Texas State Representative Bob Hunter, Chairman of the Committee on State, Federal, and International Relations, Committee on State Affairs, and the Committee on Redistricting.

* * *

Assembly Member Murray introduced Winston Dzawo, former Deputy Mayor of Harare, Zimbabwe. Assembly Member Murray then presented a resolution to Winston Dzawo in recognition of his illustrious record of accomplishments as a public leader.

REASSEMBLED

At 11:23 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Vincent on the occasion of his birthday.

REQUEST FOR PHOTOGRAPHER

Assembly Member Villaraigosa was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

Assembly Member Oller was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

BEST WISHES EXTENDED

Assembly Member Oller was joined by the Members of the Assembly in sending best wishes for a full and speedy recovery to Senator Tim Leslie, who was recently diagnosed with cancer.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Members Cardoza and House were granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Senate Bill No. 389

June 18, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I respectfully submit a letter to the Assembly Journal to clarify the intent of my SB 389, which recognizes the San Joaquin Series Soil as the official state soil.

SB 389 is the culmination of many years of research by the Professional Soil Scientists Association of California and the students at Madera's Martin Luther King, Jr., Middle School. The main goal of SB 389 is to acknowledge the importance of soil to California's rich

agricultural heritage. The San Joaquin Series Soil was chosen because it is only found in the State of California, and it is versatile in growing a variety of agricultural crops.

During the Assembly Governmental Organization Committee on June 16, 1997, I was asked by one of the Committee members if my SB 389 could be interpreted to be used for conservation efforts to protect the San Joaquin Series Soil. I responded by stating that the only intent of SB 389 was to raise the public's awareness of the importance of the Soil, and how the Soil contributes to the State's agricultural industry.

Consequently, to eliminate any further confusion regarding the application of SB 389, I would like to submit, on record, that SB 389 should not be interpreted as a conservation measure to protect the San Joaquin Series Soil, but rather as an educational tool to inform the public of the numerous benefits the Soil provides for California.

Thank you for your consideration.

Sincerely,

DICK MONTEITH
Senator, 12th Senate District

ANNOUNCEMENTS

Assembly Member Wright announced that Senator Pete Knight was recognized in this month's Air Force Calendar for his accomplishments as an aviator.

BEST WISHES EXTENDED

Assembly Member Napolitano was joined by the Members of the Assembly in extending best wishes for a full and speedy recovery to Sue Young, wife of Chancellor Charles Young, who is critically ill.

RECESS

By unanimous consent, at 11:30 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Members Morrissey and Napolitano introduced Disneyland's "Mickey Mouse" and Ambassador for Disneyland, Cathie Milam. Assembly Members Morrissey and Napolitano presented Assembly Concurrent Resolution No. 31 to "Mickey Mouse" in recognition of Grandchildren's Week in California.

Assembly Member Morrissey then recognized the special artwork of Santa Ana High School art students Aracali Sanchez and Carlos Marquez which was displayed in the Assembly Chamber.

REASSEMBLED

At 11:32 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

RECOGNITION OF CALIFORNIA GRANDCHILDREN'S WEEK

In recognition of "California Grandchildren's Week" the following grandchildren and honorary grandchildren were introduced by Members of the Assembly:

Jesse Samuel Unruh, grandson of former Assembly Speaker Jesse Unruh, by Speaker Bustamante; Soledad Siqueiros Caldera, grandmother of Melanie and Scott La Favre, Margaret, Walter, Sean, and Jarrad Nielson, and Allegra and Sophia Caldera, by Assembly Member Caldera; Ryan, Lara, Jessica, and Taylor Takasugi, McKennah Spagnola, and Raquel Dominguez, by Assembly Member Takasugi; John Antonio, Joe, William, Catherine, A.J., Megan, and Jessica Frusetta, and Demitri Amaro, by Assembly Member Frusetta; Katie Baca Gonzalez; by Assistant Speaker pro Tempore Baca; Lauren Gonzalez and Ann Nelson, by Assembly Members Pringle and Brewer; Fernando, Graciela, and Rudy Garcia, by Assembly Member Wildman; and Sophia Santilli, Katie and Garrett Reger, Robert Stevens, and Steven Morrissey, by Assembly Member Morrissey.

SPECIAL RECOGNITION

Majority Floor Leader Villaraigosa introduced the following individuals associated with "Children of the Dream", a program created by the Anti-Defamation League to combat racism and discrimination, and to promote respect for diversity:

Marjorie B. Green and Bette Weinberg of the Anti-Defamation League; Sandy Wolfson, counselor at Hamilton High School in Los Angeles; Lillian Miranda, a student at University of Southern California; Martha Orellana, a student at North Hollywood High; Era Thornton, a student from Woodrow Wilson High; LaSonya Stewart and Stephen Sloane from Hamilton High; Daniel Salinas, a student at Santa Ana High, and the program's originator, Bill Lambert.

Majority Floor Leader Villaraigosa announced a reception in Room 112 after the adjournment of Session.

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:

Senate Concurrent Resolution No. 22, on request of Assembly Member Frusetta.

Pursuant to Joint Rule 22.1, Assembly Bill No. 1611 was removed from the Consent Calendar, and placed on the third reading file.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1609—An act to add and repeal Section 340.8 of the Code of Civil Procedure, relating to causes of action.

Bill read second time, and ordered to third reading.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 9—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 3 and 25 of Article XIII thereof, relating to taxation.

Resolution 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 CONSTITUTIONAL AMENDMENT NO. 14—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 26 of Article XIII thereof, relating to taxation.

Resolution read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE 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. 511, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 210—An act to amend Sections 26945 and 26946 of, and to add Section 26945.1 to, the Government Code, relating to county officers.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 228—An act to amend Section 57092 of, and to add Section 61210.1 to, the Government Code, relating to local government.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 538—An act to add Article 3.7 (commencing with Section 53270) to Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code, relating to firefighters, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 106—An act to amend and renumber Section 5½ of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to water.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 294—An act to amend Section 66493 of the Government Code, relating to land use.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 342—An act to add Section 103 to the Monterey Peninsula Water Management District Law (Chapter 527 of the Statutes of 1997), relating to water.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 880—An act relating to local government finance, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 68—An act to amend Sections 125.7, 495, 652, 1247.66, 1267, 1310, 1322, and 22958 of the Business and Professions Code, to add Section 11410.60 to the Government Code, to amend Sections 1280, 1280.1, 1295, 1337.9, 1408, 1410, 1428, 1437, 1615, 1618, 1639.4, 1643.1, 1728.2, 1736, 1736.5, 106715, 108900, 111645, 111855, 111940, 115145, 116425, and 116625 of, and to add Section 100171 to, the Health and Safety Code, to add Section 1953.5 to the Unemployment Insurance Code, and to amend Sections 14088.23, 14123, 14123.2, 14124.6, 14126.50, 14171, 14171.5, 14171.6, and 14304 of the Welfare and Institutions Code, relating to administrative adjudication.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 98—An act to amend Section 6103.5 of the Government Code, relating to courts.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 653—An act to add Article 16 (commencing with Section 11475.10) to Chapter 4.5 of Part 1 of Division 3 of Title 2 of the Government Code, and to amend Section 123.6 of the Labor Code, relating to administrative law.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 665—An act to amend Sections 1058.5, 2924c, 2924d, 2924f, 2924g, 2924, (*l*) and 2941 of the Civil Code, relating to real property.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 696—An act to amend Section 7660 of, and to add Sections 7600.6, 15688, and 16042 to the Probate Code, relating to estates and trusts.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 212—An act to amend and repeal Section 3209.3 of, and to add Section 3209.9 to, the Labor Code, relating to workers' compensation.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 183—An act to amend Sections 7380 and 7381 of the Fish and Game Code, relating to fish, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 23, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1609

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Bills

SENATE BILL NO. 344 (Monteith)—An act to amend Section 99233 of, and to add Section 99233.11 to, the Public Utilities Code, relating to transportation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE CONCURRENT RESOLUTION NO. 2 (Johannessen)—Relative to the Earl Sholes and Dan Heryford Memorial Bridges.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

SENATE CONCURRENT RESOLUTION NO. 9 (Kelley)—Relative to the Avocado Highway.

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

Ackerman	Ducheny	Leonard	Richter
Aguiar	Escutia	Machado	Runner
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Martinez	Shelley
Aroner	Floyd	Mazzoni	Strom-Martin
Ashburn	Frusetta	McClintock	Sweeney
Baca	Gallegos	Migden	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	
Davis	Lempert	Pringle	

NOES—None

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1562 (Committee on Budget)—An act to make an appropriation in augmentation of Items 5240-101-0001, 5460-001-0001, 6110-001-0890, 9840-001-0001, 9840-001-0494, and 9840-001-0988 of Section 2.00 of the Budget Act of 1996, relating to contingencies, emergencies, and deficiencies, to take effect immediately as an appropriation for the usual current expenses of the state.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Ackerman	Escutia	Machado	Runner
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Martinez	Shelley
Aroner	Floyd	Mazzoni	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Papan	Wildman
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	
Davis	Lempert	Pringle	
Ducheny	Leonard	Richter	

NOES—1

McClintock

Above bill ordered enrolled.

CAUCUS ANNOUNCEMENTS

Assembly Member Shelley announced that the Democratic Caucus would meet today, upon adjournment of Floor session, in the Assembly Lounge.

MOTION TO ADJOURN

At 11:56 a.m., Assembly Member Shelley moved that the Assembly do now adjourn.

Assembly Member House seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Member Kuykendall arose to speak on the condition of the file.

VOTE ADDS

The following Assembly Member was granted unanimous consent to record her vote on the following item:

Assembly Bill No. 1562, Concurrence: Martinez—Aye.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Shelley that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:57 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 23, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 730

And reports the same correctly enrolled, and presented to the Governor at 2:45 p.m., June 23, 1997.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS

Committee on Banking and Finance

June 23, 1997

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 788

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PAPAN, Chairman

SENATE BILL NO. 788—An act to amend Sections 21200.5, 21200.9, 21201, 21203, and 21206.8 of the Financial Code, relating to pawnbrokers.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Natural Resources

June 23, 1997

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 698

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 698—An act to amend Sections 42291, 42292, 42293, and 42297 of, to add Section 42290.5 to, and to add and repeal Sections 42291.5 and 42294.1 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 Agriculture

June 23, 1997

Mr. Speaker: The Chair of your Committee on Agriculture reports:

Senate Bill No. 383

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CARDOZA, Chairman

SENATE BILL NO. 383—An act to amend Section 77430 of the Food and Agricultural Code, relating to agriculture.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

June 23, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 499

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 499—An act to add Chapter 10 (commencing with Section 66406) to Division 1 of Title 7 of the Government Code, to add Sections 21083.10, 30012.5, and 30412.1 to the Public Resources Code, and to add Chapter 5.4 (commencing with Section 13367) to Division 7 of, the Water Code, relating to water.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

June 23, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 1346

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 1346—An act to amend Sections 101, 810, 2499.5, 2530.2, 2530.5, 2530.6, 2531, 2531.05, 2531.1, 2531.2, 2531.3, 2531.4, 2531.6, 2531.7, 2531.8, 2531.9, 2531.95, 2532.1, 2532.2, 2532.4, 2533.4, 2534, 2534.1, 2534.2, 2535, 2535.2, 2535.4, 2536, 2539, 2760.1, 2902, 2928, 2929, 2933, 2940, 2941, 2948, 2971, 2980, 2984, 3325, 3362, 3401, 5029, 5107, 7423, and 7860 of, to add Sections 144 and 2531.75 to, to repeal and add Section 2531.5 of, and to repeal Sections 6529, 6548, 6560, 6625, 6630, 6632, 6633, 6634, 6635, 6635.2, 6636, 7302, 7311, 7312, 7314, 7314.1, 7314.2, 7320, 7322, 7373, 7384, 7390, 7391, 7392, 7393, 7394, 7395, 7412, 7420, 7431, 7436, 7437, 7437.3, and 7444 of, the Business and Professions Code, and to amend Section 13401.5 of the Corporations Code, relating to professions and vocations.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Human Services

June 23, 1997

Mr. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 361

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARONER, Chairwoman

SENATE BILL NO. 361—An act to amend Section 1524.5 of the Health and Safety Code, relating to community care facilities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Local Government

June 23, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Constitutional Amendment No. 10

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 10—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 29 of Article XIII thereof, relating to taxation.

Resolution read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

June 23, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 417

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 417—An act to amend Section 1182 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.

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 23, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 434
Senate Bill No. 931

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

SENATE BILL NO. 434—An act to amend Section 2601 of, and to add Sections 2602 and 2603 to, the Penal Code, relating to prisoners.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 931—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.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 23, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 110

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

SENATE BILL NO. 110—An act to amend Section 7056 of, to add Section 7206 to, to add a chapter heading to, and to add Chapter 2 (commencing with Section 7221) to, Part 1.5 of Division 2 of, the Revenue and Taxation Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 23, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 1296

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 1296—An act to amend Section 425.16 of the Code of Civil Procedure, relating to civil actions.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Insurance

June 23, 1997

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 225

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 225—An act to repeal and add Section 12900 of the Insurance Code, relating to insurance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

June 23, 1997

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 127

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 127—An act to amend Section 19533.5 of the Business and Professions Code, relating to horseracing.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted, bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 64

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

PERATA, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 22

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.

PERATA, Chairman

Above resolution ordered on file.

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 59
Assembly Concurrent Resolution No. 63

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolutions be placed on the Consent Calendar.

PERATA, Chairman

Above resolutions ordered on file.

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 34

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

PERATA, Chairman

Above resolution re-referred to the Committee on Appropriations.

Committee on Governmental Organization

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 805

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BROWN, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 572
Senate Bill No. 928

With the recommendation: Do pass.

BROWN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 198

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

BROWN, Chairwoman

Above bill re-referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

June 23, 1997

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill No. 161 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

Senate Chamber, June 23, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 669
Assembly Bill No. 943

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, June 23, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Joint Resolution No. 8

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered to unfinished business file.

Senate Chamber, June 23, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 463
Assembly Bill No. 1272
Assembly Bill No. 1459

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, June 23, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to:

Senate Bill No. 285.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 23, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 59

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 23, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Brulte, Johnston, Lee, Maddy, Thompson, Solis, Vasconcellos, Watson, and Wright, as a Senate Committee on Conference concerning Senate Bill No. 285 to meet a like committee of the Assembly.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 23, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing the following Assemblymembers to the Conference Committee on Senate Bill 285:

Denise Ducheny (Co-Chair)
Dion Aroner (Co-Chair)
Roy Ashburn
Tom Bordonaro
Valerie Brown
Bill Campbell
Carole Migden
Antonio Villaraigosa
Roderick Wright

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

INTRODUCTION OF GUESTS

Speaker Bustamante and Assembly Members Poochigian and Prenter introduced the Fresno County Delegation, of the California Focus Program 4-H Club.

Assembly Member Brown, of the 7th Assembly District, introduced the Sonoma County 4-H Club.

Assembly Member Honda, of the 23rd Assembly District, introduced his wife Jeanne Honda.

Speaker pro Tempore Kuehl introduced former Senator Lucy Killea.

Assembly Member Bordonaro, of the 33rd Assembly District, introduced Michelle Von Dollen, John Von Dollen, and Michael Hawks, of Atascadero.

Assembly Member Kaloogian, of the 74th Assembly District, introduced Craig and Diane Rush, and their children Alden and Stuart, of Escondido.

Assembly Member Scott, of the 44th Assembly District, introduced Laurice Hunter, of Denver, Colorado, and Dawn Trinta, of Paradise.

Assembly Member Margett, of the 59th Assembly District, introduced Virginia Anne Doherty, of Sacramento, and Hugo and Phyllis Miller, of Arcadia.

Assembly Member Floyd, of the 55th Assembly District, introduced the following Girl Scouts of Laguna Hills: Katie Carruth, Kara Fenig, Shari Finchum, Whitney McCroskey, Brittany McGinley, Monica Miller, Ashley Roof, Shannon Sharrock, and Ann Stelling, and their chaperons Nancy Leverette, Andrea McGinley, and Jean Sharrock.

Assembly Member Battin, of the 80th Assembly District, introduced the Imperial County 4-H Sacramento Focus Groups from the following cities:

Brawley: Stephen Elmore, Lauren Fleming, Jacque Hannon, Kirsten Hoelmer, Mark McConnell, John Muse, Jennifer Pistole, Annie Smith, and Doug Williams, and Adult Chaperone: Rosanne Fleming;

Holtville: Christine Belli, Joseph Belli, Jessica Diez, Kirstin Johnson, and Chris Stergois, and Adult Chaperone: George Stergois;

Westmorland: Coleen Cruz, Rebecca Greer, Joanna Hamby, and Carolina Nunemacher, and Adult Chaperone: Sally Trailer.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Shelley the Assembly adjourned until 7 a.m., Tuesday, June 24, 1997, out of respect to the memory of Bea Hernandez, on motion of Assembly Members Villaraigosa and Hertzberg; out of respect to the memory of Lawrence Kent Smith, on motion of Assembly Member Wildman; out of respect to the memory of Joseph "Josh" Jelincic and Janet M. Payne, on motion of Assembly Member Sweeney; out of respect to the memory of Robert McCurdy, on motion ofAssembly Member Brewer; and out of respect to the memory of Arman Noradian, on motion of Assembly Member Poochigian.

CRUZ M. BUSTAMANTE, Speaker

ROCEL BETTENCOURT, Acting Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 23, 1997

The following measures were amended in the Assembly on this day:

ACA	RN
9	9716361
10	9715853
14	9716227

SB	RN
45	9715966
48	9715651
68	9716117
85	9716265
110	9716254
127	9716339
135	9716135
183	9716194
212	9716306
225	9716406
361	9714675
383	9716383
417	9714274
434	9716242
455	9715760
499	9715936
507	9715603
534	9716436
680	9716366
698	9716240
788	9714079
850	9716232
931	9713992
938	9716163
1077	9716378
1102	9715869
1296	9715828
1313	9716127
1346	9716134

Daily Total: 32
Cumulative Total: 2287

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, June 24, 1997

NINETY-FOURTH SESSION DAY

TWO HUNDRED FIFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, June 24, 1997

The Assembly met at 7 a.m.

Hon. Robert M. Hertzberg, Assembly Member, 40th 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	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

Quorum present.

At 2:01 p.m., Hon. Howard Kaloogian, 74th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On legislative business, per diem waived for 1997–98 Session (See Assembly Journal, page 121): Assembly Member Ortiz.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

June 24, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Cruz,

I am writing to respectfully request that I be excused from check-in session on Tuesday, June 24, 1997. I will be away on Legislative Business.

If you have any questions concerning this request, please contact Krista Pfefferkorn in my Capitol office at 445-1611. Thank you for your consideration of this matter.

Sincerely,

DEBORAH V. ORTIZ, Assembly Member
Ninth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 19, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Government Code Sec. 15365.40, I have named Ms. Debbie L. Hunsaker to serve on the Council to Promote Business Ownership by Women. The effective date of the Appointment is June 19, 1997, and this is a pleasure appointment.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 24, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Mike Honda to the Assembly Health Committee for today, June 24, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 66—Olberg. Relative to the John Wilkie Safety Roadside Rest Area.

ASSEMBLY CONCURRENT RESOLUTION NO. 67—Wildman. Relative to the selection of the Auditor General.

ASSEMBLY JOINT RESOLUTION NO. 33—Machado (Senator Thompson, coauthor). Relative to the Land and Water Conservation Fund.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 24, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 9
Assembly Constitutional Amendment No. 14

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions re-referred to committee.

Assembly Chamber, June 24, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 10

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, June 24, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1562

And reports the same correctly enrolled, and presented to the Governor at 10:30 a.m., June 24, 1997.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS

Committee on Appropriations

June 24, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 164

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 164—An act to amend Sections 404.6 and 405 of, and to add Section 4019.1 to, the Penal Code, relating to crimes.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Housing and Community Development

June 24, 1997

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 488

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 488—An act to amend Section 33334.17 of, and to repeal Sections 33320.6 and 33334.18 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.

AUTHOR'S AMENDMENTS
Committee on Housing and Community Development

June 24, 1997

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 485

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 485—An act to amend Sections 18400.1, 18424, and 18502 of the Health and Safety Code, relating to mobilehome parks, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

June 24, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 463

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 463—An act to add Article 8 (commencing with Section 7400) to Chapter 2 of Part 2 of Division 6 of the Fish and Game Code, relating to fish and game, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

June 24, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 472

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 472—An act to amend Sections 6453 and 6455 of, and to repeal Section 6456 of, the Fish and Game Code, relating to fish, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

June 24, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1312

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 1312—An act to add Sections 116751 to the Health and Safety Code, relating to water, and declaring the urgency thereof to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Elections, Reapportionment and Constitutional Amendments

June 24, 1997

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 124
Senate Bill No. 946

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VINCENT, Chairman

SENATE BILL NO. 124—An act to amend Sections 82015, 82028, and 82030 of the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

Bill read second time; 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. 946—An act to amend Sections 87103, 87303, 89506, 91005, and 91011 of, and to add Section 87209 to, the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

June 24, 1997

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 989

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 989—An act to amend Sections 11126, 24008, 25639, 51102, 51113, 51133, and 61601.25 of the Government Code, to amend Sections 13132.7 and 42311.2 of the Health and Safety Code, to amend Section 1547 of the Penal Code, to amend Sections 700, 712, 730, 731.1, 4002, 4129, 4521.3, 4604, 4662, 4789.2, 5093.52, 5093.68, 30404, and 30417 of, and to amend the heading of Article 2 (commencing with Section 730) of Chapter 2.5 of Division 1 of, the Public Resources Code, and to amend Sections 431 and 434 of the Revenue and Taxation Code, relating to forestry.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 24, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 628

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 628—An act to add Chapter 7 (commencing with Section 2000) to Part 3 of Division 4 of the Probate Code, relating to elderly persons.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on International Trade and Development

June 24, 1997

Mr. Speaker: The Chair of your Committee on International Trade and Development reports:

Senate Concurrent Resolution No. 33

With author's amendments with the recommendation: Amend, and re-refer to the committee.

NAPOLITANO, Chairwoman

SENATE CONCURRENT RESOLUTION NO. 33—Relative to religious freedom in China.

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 Local Government

June 24, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 566

Senate Bill No. 919

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 566—An act to add Chapter 10 (commencing with Section 30400) to Division 3 of Title 3 of the Government Code, relating to local government.

Bill read second time; 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. 919—An act to amend Section 4000 of the Elections Code, to add Section 5854 to, and to add Article 4.3 (commencing with Section 53739) and Article 4.6 (commencing with Section 53750) to Chapter 4 of Part 1 of Division 2 of Title 5 of, the Government Code, and to amend Section 9525 of the Streets and Highways Code, relating to local government taxes, charges and assessments, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Labor and Employment

June 24, 1997

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Senate Bill No. 654

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FLOYD, Chairman

SENATE BILL NO. 654—An act to add Part 6.2 (commencing with Section 12693) to Division 2 of the Insurance Code, relating to health, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 24, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 690

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 690—An act to amend Sections 3010, 3050, 3065, 3065.1, 3066, and 3067 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 Insurance

June 24, 1997

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 1315

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 1315—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.

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

June 24, 1997

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 359

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 359—An act to amend Section 25503.15 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 Revenue and Taxation

June 24, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Constitutional Amendment No. 22

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 22—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 2 of Article XIII A thereof, relating to taxation.

Resolution read second time; 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 Governmental Organization

June 24, 1997

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 448

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 448—An act to add Section 6254.16 to the Government Code, relating to public records.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Transportation

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 347

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

MURRAY, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 720

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

MURRAY, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Banking and Finance

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 271

With the recommendation: Do pass.

PAPAN, Chairman

Above bill ordered to second reading.

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 188
Senate Bill No. 433
Senate Bill No. 1041

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

PAPAN, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Revenue and Taxation

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 594

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

CALDERA, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 33

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

CALDERA, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 1019

With the recommendation: Do pass.

CALDERA, Chairman

Above bill ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: June 17, 1997

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 373

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

WAYNE, Chairman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 243

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Public Safety.

DAVIS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 338

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.

DAVIS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 170
Senate Bill No. 299

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

DAVIS, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 107
Senate Bill No. 117

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

DAVIS, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Committee on Public Safety

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 700

With the recommendation: That the Senate amendments be concurred in.

HERTZBERG, Chairman

Above bill ordered to unfinished business.

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 283

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.

HERTZBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 215
Senate Bill No. 1146

With the recommendation: Do pass.

HERTZBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 366
Senate Bill No. 631
Senate Bill No. 642

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

HERTZBERG, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 24
Senate Bill No. 186
Senate Bill No. 282
Senate Bill No. 457
Senate Bill No. 491

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 150

With the recommendation: Do pass, and be re-referred to the Committee on Judiciary.

HERTZBERG, Chairman

Above bill re-referred to the Committee on Judiciary.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 482—An act to add Section 1260 to the Health and Safety Code, and to amend Section 5622 of, and to add Sections 4081 and 5768.5 to, the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 1055—An act to add Article 4 (commencing with Section 115810) to Chapter 4 of Part 10 of Division 104 of the Health and Safety Code, relating to public playground safety, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY JOINT RESOLUTION NO. 17—Relative to foreign trucks in California.

Resolution read; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be placed upon the Consent Calendar.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 68 and **212**, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 362—An act to amend Section 121361 of the Health and Safety Code, relating to communicable diseases.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 171—An act to add Section 210.5 to the Military and Veterans 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. 572—An act to amend Section 25608 of the Business and Professions Code, relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 928—An act to add Section 25503.37 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 24, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 59
Assembly Concurrent Resolution No. 63
Assembly Joint Resolution No. 22

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered to the Consent Calendar.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, June 25, 1997.

CRUZ M. BUSTAMANTE, Speaker

ROCEL BETTENCOURT, Acting Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 24, 1997

The following measures were amended in the Assembly on this day:

AB	RN
164	9716154
482	9716297
1055	9716283

ACA	RN
22	9716499

AJR	RN
17	9716420

SB	RN
124	9716587
171	9716176
359	9716533
362	9716309
448	9716716
463	9716609
472	9716125
485	9716675
488	9716405
566	9716565
628	9716323
654	9715197
690	9716408
919	9716650
946	9716518
989	9712554
1312	9716654
1315	9716261

SCR	RN
33	9715898

Daily Total: 24
Cumulative Total: 2311

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, June 25, 1997

NINETY-FIFTH SESSION DAY

TWO HUNDRED SIXTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, June 25, 1997

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—80:

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

Quorum present.

At 11:20 a.m., Hon. Scott Wildman, 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.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 20, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised, effective June 20, 1997, I have terminated the appointment of Ms. Virginia Wiprud Ettinger on the Respiratory Care Board.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 23, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Health and Safety Code Sec. 50185, I have named Mayor pro Tempore William "Harry" Armstrong to serve as an Ex-Officio member on the Tax Credit Allocation Committee. The effective date of the appointment is June 23, 1997, and this is a pleasure appointment.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 23, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Government Code Sec. 15373.7 (amended by: Ch. 1147 of 1986, SB 2117—Nielsen), I have named Mr. David V. Mendoza to serve on the Rural Economic Development Infrastructure Panel. The effective date of the appointment is June 23, 1997, and this is a pleasure appointment.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 25, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Howard Kaloogian to the Assembly Labor and Employment Committee replacing Assemblymember Gary Miller for Wednesday, June 25, 1997 only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 25, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Mike Honda to the Assembly Health Committee effective immediately.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 25, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Streets and Highways Code Sec. 2157, I have named Ms. Gail Murray to serve on the Departmental Transportation Advisory Committee. The effective date of the appointment is June 25, 1997, and this is a term appointment ending June 25. 2001.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

REPORTS

The following reports were presented by the Chief Clerk:

Status report of the Bay Protection and Toxic Cleanup Program (Pursuant to Water Code Section 13396.5(f))

Above transmitted report, together with letter of transmittal from Walt Pettit, Executive Director, California Environmental Protection Agency, State Water Resources Control Board, Sacramento, dated June 18, 1997, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

Report on Public Utility Deregulation
(Government Code Sections 8291 and 9795)

Above transmitted report, together with letter of transmittal from Nathaniel Sterling, Executive Secretary, California Law Revision Commission, Palo Alto, dated June 19, 1997, referred by the Speaker to the Committee on Judiciary.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 68—Morrissey (Principal coauthors: Frusetta and Pacheco). Relative to Mexican independence.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, June 25, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61 (a) (2) as it relates to Assembly Bill No. 1418.

KERRY MAZZONI

Above request ordered transmitted to the Committee on Rules.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 25, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 164
Assembly Bill No. 482
Assembly Bill No. 1055

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, June 25, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 22

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, June 25, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 17

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, June 25, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 463
Assembly Bill No. 1459

And reports the same correctly enrolled, and presented to the Governor at 11 a.m. June 25, 1997.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 25, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 1201

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

ASSEMBLY BILL NO. 1201—An act to amend Sections 470a, 470b, 11106, 12001, 12021, 12026, 12026.2, 12071, 12072, 12076, 12077, 12078, 12081, and 12082 of, and to add Sections 12077.5 and 12077.6 to the Penal Code, and to amend Section 2 of Chapter 1180 of the Statutes of 1988, 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 Education

June 25, 1997

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 1323

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 1323—An act to Section 13146.3 of the Health and Safety Code, relating to public 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 Public Safety

June 25, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 97
Senate Bill No. 513
Senate Bill No. 940

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

SENATE BILL NO. 97—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.

SENATE BILL NO. 513—An act to amend Sections 12025 and 12031 of and to add Sections 12001.1 and 12317 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.

SENATE BILL NO. 940—An act to amend Sections 136.1 and 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.

AUTHOR'S AMENDMENTS
Committee on Health

June 25, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 954
Senate Bill No. 1007
Senate Bill No. 1231

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 954—An act to add Article 4.9 (commencing with Section 14150) to Chapter 7 of Division 9 of the Welfare and Institutions Code, relating to human services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1007—An act to repeal and add Chapter 11 (commencing with Section 121150) of Part 4 of Division 105 of the Health and Safety Code, relating to HIV.

Bill read second time; 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. 1231—An act to add Section 1569.725 to the Health and Safety Code, relating to residential care facilities for the elderly.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

June 25, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 1057

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 1057—An act to amend Section 11713.15 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

June 25, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1336

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 1336—An act to amend Section 8842 of, and to add Article 17.5 (commencing with Section 8585) to Chapter 2 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 Public Safety

June 25, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 441
Senate Bill No. 945
Senate Bill No. 1302

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

SENATE BILL NO. 441—An act to add and repeal Article 4 (commencing with Section 3100) of Chapter 8 of Title 1 of Part 3 of the Penal Code, relating to parolees.

Bill read 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. 945—An act to amend Sections 1337.7, 1337.9, 1338.5, 1736.3, 1736.5, and 1736.6 of the Health and Safety Code, and to amend Sections 15671, 15673, 15675 of the Welfare and Institutions 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.

SENATE BILL NO. 1302—An act to amend Section 11105.3 of the Penal Code, relating to 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 Health

June 25, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 922

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 922—An act to amend Section 2290.5 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.

AUTHOR'S AMENDMENTS
Committee on Insurance

June 25, 1997

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 204
Senate Bill No. 319
Senate Bill No. 1262

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 204—An act to amend Section 1725.5 of the Insurance Code, relating to insurance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 319—An act to amend Section 1057.6 of, and to add Sections 1057.61, 1057.62, and 1057.63 to, the Civil Code, and to add Sections 12340.12 and 12340.13 to the Insurance Code, relating to title 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. 1262—An act to amend Sections 799.01, 799.02, and 799.07 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 Natural Resources

June 25, 1997

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 573

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 573—An act to amend Sections 1 and 2 of Chapter 74 of the Statutes of 1978, relating to tide and submerged lands in the City of Newport Beach.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 25, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 792

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 792—An act to add Section 1213 to the Probate Code, relating to probate.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 25, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 618

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 618—An act to amend Section 1195 of the Civil Code, and to amend Sections 8205, 8206, 8207, and 8214.1 of, and to add Section 8204.1 to, the Government Code, relating to notaries public.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Local Government

June 25, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 1054

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 1054—An act to add Section 54954.7 to the Government Code, and to add Section 454.1 to the Public Utilities Code, relating to water and sewer systems.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

June 25, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 144

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 144—An act to amend Sections 5517, 8183, and 9001.6 of, to add Section 8280.7 to, to repeal, add, and repeal Section 8279.1 of, and to repeal Section 8599.6 of, the Fish and Game Code, relating to fish.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Transportation

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 459

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MURRAY, Chairman

Above bill ordered to second reading.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 358
Senate Bill No. 615
Senate Bill No. 629

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.

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 951

With the recommendation: Do pass, and be re-referred to the Committee on Public Safety.

KNOX, Chairman

Above bill re-referred to the Committee on Public Safety.

Committee on Health

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 782

With the recommendation: Do pass, and be re-referred to the Committee on Local Government.

GALLEGOS, Chairman

Above bill re-referred to the Committee on Local Government.

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 556

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.

GALLEGOS, Chairman

Above bill ordered to second reading.

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 306
Senate Bill No. 537

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

GALLEGOS, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 391
Senate Bill No. 392
Senate Bill No. 497
Senate Bill No. 518
Senate Bill No. 651

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

GALLEGOS, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Joint Resolution No. 2

With the recommendation: Be adopted.

GALLEGOS, Chairman

Above resolution ordered to third reading.

Committee on Public Safety

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 327
Senate Bill No. 386

With amendments with the recommendation: Amend, and do pass, as amended.

HERTZBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 16
Senate Bill No. 122

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bills ordered to second reading.

Committee on Appropriations

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 32

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.

MIGDEN, Chairwoman

Above resolution ordered to Consent Calendar.

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 260
Senate Bill No. 277
Senate Bill No. 354
Senate Bill No. 372
Senate Bill No. 396
Senate Bill No. 498
Senate Bill No. 1261

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.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 13
Senate Bill No. 18
Senate Bill No. 66
Senate Bill No. 76
Senate Bill No. 154
Senate Bill No. 355
Senate Bill No. 375
Senate Bill No. 1024
Senate Bill No. 1025
Senate Bill No. 1192

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Committee on Judiciary

June 24, 1997

Mr. Speaker: Your Committee on Judiciary reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 615

ESCUTIA, Chairwoman

Above bill ordered filed with the Chief Clerk.

June 24, 1997

Mr. Speaker: Your Committee on Judiciary reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 1171

ESCUTIA, Chairwoman

Above bill ordered filed with the Chief Clerk.

June 24, 1997

Mr. Speaker: Your Committee on Judiciary reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 657

ESCUTIA, Chairwoman

Above bill ordered filed with the Chief Clerk.

Committee on Appropriations

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 612

With the recommendation: Do pass, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 549

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1019—An act to add Section 17052.22 to the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bill was this day on the second reading file:

Senate Bill No. 362, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 271—An act to amend Sections 25014.6 and 25017 of the Corporations Code, relating to securities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 373—An act to add Section 106876 to the Health and Safety Code, and to amend Section 13627 of the Water Code, relating to water treatment.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 243—An act to amend Sections 7522, 7582.2, 7583.33, 7583.37, and 7597.6 of, and to repeal Section 7522.1 of, the Business and Professions Code, and to amend Sections 70 and 12033 of the Penal Code, relating to security services, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Developments read and adopted, bill ordered reprinted and to be re-referred to the Committee on Public Safety.

SENATE BILL NO. 338—An act to amend Sections 1812.54 and 1812.623 of the Civil Code, relating to contracts.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 283—An act to amend Section 1596.792 of the Health and Safety Code, and to amend Section 5056 of the Penal Code, relating to prisons.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 215—An act to amend Section 1050 of the Penal Code, relating to criminal procedure.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1146—An act to amend Section 1025 of the Penal Code, relating to criminal procedure.

Bill read second time, and ordered to third reading.

ADJOURNMENT

At 3:40 p.m., the Assembly adjourned until 8:30 a.m., Thursday, June 26, 1997.

CRUZ M. BUSTAMANTE, Speaker

ROCEL BETTENCOURT, Acting Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 25, 1997

The following measures were amended in the Assembly on this day:

AB	RN
1201	9710969

SB	RN
97	9716324
144	9716678
204	9716577
243	9716570
319	9716730
373	9716496
441	9716318
513	9716474
573	9716819
618	9716693
792	9716762
922	9716614
940	9715771
945	9716304
954	9716447
1007	9716487
1054	9716729
1057	9716596
1231	9716256
1262	9716602
1302	9716644
1323	9716164
1336	9713779

Daily Total: 24
Cumulative Total: 2335

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 26, 1997

NINETY-SIXTH SESSION DAY

TWO HUNDRED SEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 26, 1997

The Assembly met at 8:34 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Brewer moved a quorum call of the Assembly.

Motion carried. Time, 8:35 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 8:50 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	Runner
Alby	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Lord, Even as our forefathers devoutly called upon You in faith and in truth, help us to be obedient to Your will and to Your almighty and glorious Name. Shelter us by Your mighty hand, and save us from all wrongdoing with Your outstretched arm. Deliver us from those who hate us without cause, granting peace and concord to us and to all mankind.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Martinez then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Napolitano, seconded by Assembly Member Oller.

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 Floyd and Kuykendall.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

June 25, 1997

The Honorable Cruz Bustamante
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request that I be excused from session on Thursday, June 26, 1997, due to urgent legislative business in my district.

I also respectfully request per diem pay for the day.

Thank you for your prompt consideration of this request. Please call, Lorie Erickson, in my office should you have any questions.

Cordially,

RICHARD E. FLOYD, Assembly Member
Fifty-fifth District

June 19, 1997

Hon. Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I have been invited to attend and address the American Legion California Convention in my district on Thursday, June 26, 1997. This is an important event for my district and I respectfully request that I be excused from Session for legislative business.

Thank you for your consideration of this matter. If there are any questions, please do not hesitate to contact me at 445-9234.

Sincerely,

STEVEN T. KUYKENDALL, Assembly Member
Fifty-fourth District

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Concurrent Resolution No.	*Committee*
67	Rls.

Senate Bill No.	*Committee*
6	Ed.
74	G.O.
130	Budget
151	Pub. S.
172	Trans.
266	Ins.
345	Ed.
482	Ins.
508	G.O.
521	E.S. & T.M. and Trans.
708	Ed.
776	C.P.,G.E. & E.D.
867	Rev. & Tax.
915	Health
937	Pub. S.
1059	Nat. Res.
1086	C.P.,G.E. & E.D.
1189	E.S. & T.M. and Trans.

REPORTS OF STANDING COMMITTEES

Committee on Labor and Employment

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Labor and Employment reports:

Senate Bill No. 496

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

FLOYD, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Labor and Employment reports:

Senate Bill No. 1071

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.

FLOYD, Chairman

Above bill ordered second reading.

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Labor and Employment reports:

Senate Bill No. 132

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

FLOYD, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Education

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 421

Senate Bill No. 674

Senate Bill No. 804

With the recommendation: Do pass, and be re-referred to Committee on Appropriations

MAZZONI, Chairwoman

Above bills re-referred to the Committee on Appropriations.

REQUEST FOR PHOTOGRAPHER

Assembly Members Hertzberg and Morrow were granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

ADJOURN IN MEMORY

Assembly Member Bordonaro was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Margaret Elizabeth Mackin, of Santa Maria.

REQUEST FOR PHOTOGRAPHER

Assembly Member Runner was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bill No. 68, on request of Assembly Member Ackerman.

RE-REFERENCE OF BILLS

Assembly Member Escutia was granted unanimous consent that Senate Bill No. 247 be re-referred from the Committee on Judiciary to the Committee on Revenue and Taxation.

ADJOURN IN MEMORY

Assembly Member Morrow was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Keith Haider and Adam Linden, who were students at El Camino High School in Oceanside.

Assembly Member Goldsmith was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Border Patrol Agent Stephen Starch, of San Diego.

Assembly Member Wayne was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Nick Johnson, of San Diego.

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 Eileen Dolan Schuler, of Newport Beach.

Assembly Member Frusetta was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jack Gibson, of Hollister.

Assembly Member Poochigian was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Charles Tavookjian, of Fresno.

Assembly Member Shelley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Vincent Rovetti, of San Francisco; and Paul Sidney Chown, of El Cerrito.

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 Alvie Leon Fletcher, of Hayward.

Assembly Member Wildman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Julius Riofrir, of Glendale.

QUESTION OF PRIVILEGE OF THE HOUSE

Assembly Member Goldsmith renewed a question of privilege raised on June 19, 1997 (Assembly Journal, page 2788) that the Body request that the Legislative Counsel release an opinion rendered in 1981 which has been the basis of rulings relative to a majority vote requirement on revenue-neutral bills which contain tax increases. Such request is based upon Government Code Section 10207(a) permitting the Legislative Counsel to release an opinion on the basis of public interest, thereby overcoming the objection of the Legislative Counsel based upon attorney client privilege.

Ruling by Speaker pro Tempore Kuehl

Speaker pro Tempore Kuehl ruled that it was not proper to request that the Legislative Counsel release the referenced opinion of 1981 based upon the following:

1.) an opinion had been requested of the Legislative Counsel by Assembly Member Goldsmith and such opinion would postdate any opinion rendered to a former Member;

2.) under attorney client privilege the Legislative Counsel may determine what public interest requires; and

3.) pursuant to Government Code Section 10208 the Legislative Counsel may release material arising out of attorney client privilege with a former Member, if that Member is not available to execute a release.

Point of Order

Assembly Member Papan arose to the following point of order:

There is no order.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken and called the House to order.

Motion to Appeal from the Decision of the Chair

Assembly Member Goldsmith moved to appeal from the decision of the Chair.

The question being: Shall the decision of the Chair that it is not proper that the House request that the Legislative Counsel release an opinion rendered in 1981 to a former Member be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—36

Ackerman	Brewer	Leach	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Cunneen	Margett	Prenter
Ashburn	Firestone	McClintock	Pringle
Baldwin	Frusetta	Miller	Richter
Battin	Goldsmith	Morrissey	Runner
Baugh	Granlund	Morrow	Takasugi
Bordonaro	House	Olberg	Thompson
Bowler	Kaloogian	Oller	Woods

NOES—38

Alquist	Escutia	Migden	Torlakson
Aroner	Figueroa	Murray	Villaraigosa
Baca	Gallegos	Napolitano	Vincent
Bowen	Havice	Ortiz	Washington
Brown	Hertzberg	Perata	Wayne
Caldera	Honda	Scott	Wildman
Cardenas	Keeley	Shelley	Wright
Cardoza	Kuehl	Strom-Martin	Mr. Speaker
Davis	Lempert	Sweeney	
Ducheny	Mazzoni	Thomson	

Parliamentary Inquiry

Assembly Member Kaloogian arose to the following parliamentary inquiry:

What is the Chair's definition of the term "available" as it relates to Government Code Section 10208, and is a person considered "available" if they simply refuse to execute a release?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that if a person is available to execute a release, a refusal to execute is the same as execution of a release in terms of the point of availability; a person is considered legally available if they are asked if they wish to execute a release and they refuse; and further, that in the past 80 years a person has been considered not available either because of death, or being out of the country.

Parliamentary Inquiry

Assembly Member Goldsmith arose to the following parliamentary inquiry:

Is the Chair ruling on the terms of availability?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that she had not ruled on the terms of availability but rather responded to the parliamentary inquiry by Assembly Member Kaloogian.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bill No. 294, on request of Assembly Member Thompson.

ADJOURN IN MEMORY

Assembly Member Papan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard T. "Dick" Powell, of Daly City.

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Kimberly Fuller, of West Sacramento.

RE-REFERENCE OF BILLS

Assembly Member Vincent was granted unanimous consent that Senate Bill No. 717 be re-referred from the Committee on Elections, Reapportionment and Constitutional Amendments to the Committee on Revenue and Taxation.

CONGRATULATIONS EXTENDED TO ASSEMBLY MEMBER GOLDSMITH

Assembly Member Margett was joined by Members of the Assembly in extending congratulations to Assembly Member Goldsmith upon being named "Legislator of the Year" by the California Truckers Association.

BILL REMOVED FROM CONSENT CALENDAR AND PLACED UPON INACTIVE FILE

The following bill was removed from the Consent Calendar, and placed on the inactive file, pursuant to Joint Rule 22.2:

Senate Bill No. 106, on request of Assembly Member Ducheny.

RE-REFERENCE OF BILLS

Assembly Member Davis was granted unanimous consent that Senate Constitutional Amendment No. 13 be re-referred from the Committee on Consumer Protection, Governmental Efficiency and Economic Development to the Committee on Governmental Organization.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Members Honda and Pringle on the occasion of their birthdays.

RECESS

By unanimous consent, at 9:12 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Thomson introduced Marilyn Gayler Axelrod, founder of the Wall of Hope Breast Cancer Survivors' Project, an ongoing, grassroots effort for survivors of breast cancer to raise public awareness through its photo fundraisers and exposure of the Wall of Hope.

Assembly Member Leach introduced Jack Riley, of the Triathlon of Hope II. Mr. Riley, a senior triathalete, is raising public awareness for prostate cancer, through his participation in this triathlon.

Marilyn Gayler Axelrod then addressed the assemblage.

REASSEMBLED

At 9:16 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

ADJOURN IN MEMORY

Assembly Members Wright and Murray were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Betty Shabazz, of New York.

BILLS REMOVED FROM CONSENT CALENDAR

The following bills were removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bill No. 880, on request of Assembly Member Torlakson;

Senate Bill No. 653, on request of Assembly Member Escutia.

ADJOURN IN MEMORY

Assembly Members Cardenas, Machado, and Woods were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bud Johnson, of Red Bluff.

RE-REFERENCE OF BILLS

Assembly Member Hertzberg was granted unanimous consent that Senate Bill No. 945 be re-referred from the Committee on Public Safety to the Committee on Health.

Assembly Member Papan was granted unanimous consent that Senate Bill No. 842 be re-referred from the Committee on Banking and Finance to the Committee on Revenue and Taxation.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

SENATE BILL NO. 459—An act to add Division 14 (commencing with Section 141000) to the Public Utilities Code, relating to transportation.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 556—An act to amend Sections 107020, 115115, 120380, 123295, and 123345 of, and to amend and renumber Sections 106950, 107115, 107120, and 123228 of, the Health and Safety Code, relating to public health, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 327—An act to amend Section 11105.03 of the Penal Code, relating to state summary criminal history information, 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 returned to the second reading file.

SENATE BILL NO. 386—An act to amend Section 1382 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.

SENATE BILL NO. 16—An act to amend Section 11413 of the Penal 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.

SENATE BILL NO. 122—An act to amend Section 273 of the Penal Code, relating to adoption.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 260—An act to amend Section 13523.1 of the Water Code, relating to water.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 277—An act to amend Section 1797.98f of the Health and Safety Code, relating to emergency medical services.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 354—An act to amend Sections 5101.2 and 5101.3 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 372—An act to repeal and add Section 37 of the San Diego Unified Port District Act (Chapter 67 of the Statutes of 1962, First Extraordinary Session), relating to the San Diego Unified Port District.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 396—An act to amend Section 2557 of the Streets and Highways Code, and to amend Section 2421.5 of, and to repeal Section 2421.6 of, the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 498—An act to amend Sections 75003, 75027, 75030, 75030.5, 75051, 75058, 75062, 75070, 75112, 75131.3, 75133, 75135.5, 75151, 75172, and 75173 of, and to repeal Section 75034 of, the Food and Agricultural Code, relating to agriculture.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1261—An act to amend Section 56728.7 of the Education Code, relating to special education, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 13—An act to amend Section 6018 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. 18—An act to amend Section 1523 of the Code of Civil Procedure, and to amend Section 12936 of the Insurance Code, relating to insurance, 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. 66—An act relating to class size in the public elementary schools, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 76—An act to amend Section 441.1 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 154—An act to add Chapter 2.98 (commencing with Section 7286.59) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 355—An act to add Chapter 2.96 (commencing with Section 7286.65) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 375—An act to amend Sections 7273, 7285.5, and 7285.8 of, and to add Sections 7273.1 and 7285.9 to, the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1024—An act to amend Sections 21551 and 21635 of, and to repeal Section 21550 of, the Government Code, relating to public employees.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1025—An act to amend Sections 21362, 21363, 21369, and 21370 of, and to add Section 21389 to, the Government Code, relating to public employees.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1192—An act to amend Sections 20903.5 and 31641.05 of the Government Code, relating to public employees, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 612—An act to amend Sections 8102, 8103, 8105, 60041, 60201.2, 60201.3, 60472, 60501, 60502, 60505, and 60511 of, to add Sections 8108 and 8109 to, and to repeal Sections 7402, 7403, 7404, 7407, and 60510 of, the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 549—An act to add Section 11265.8 to the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 259 RETURNED TO SENATE

Without objection, Assembly Member Scott returned Assembly Bill No. 259 to the Senate for further action.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 340 (Alby)—An act to amend Section 136.2 of the Penal Code, relating to crimes.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	Runner
Alby	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1098 (Ortiz)—An act to amend Section 2337 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—77

Ackerman	Davis	Margett	Runner
Aguiar	Ducheny	Martinez	Scott
Alby	Escutia	Mazzoni	Shelley
Alquist	Figueroa	McClintock	Strom-Martin
Aroner	Firestone	Migden	Sweeney
Ashburn	Frusetta	Miller	Takasugi
Baca	Gallegos	Morrissey	Thompson
Baldwin	Goldsmith	Morrow	Thomson
Battin	Granlund	Murray	Torlakson
Baugh	Havice	Napolitano	Villaraigosa
Bordonaro	Hertzberg	Olberg	Vincent
Bowen	Honda	Oller	Washington
Bowler	House	Ortiz	Wayne
Brewer	Kaloogian	Pacheco	Wildman
Brown	Keeley	Papan	Woods
Caldera	Knox	Perata	Wright
Campbell	Kuehl	Poochigian	Mr. Speaker
Cardenas	Leach	Prenter	
Cardoza	Lempert	Pringle	
Cunneen	Machado	Richter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 669 (Wright)—An act to amend Sections 1695.4, 1695.5, 1695.7, 2945.3, and 2945.6 of the Civil Code, relating to real property.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Ackerman	Cunneen	Lempert	Pringle
Aguiar	Davis	Machado	Richter
Alby	Ducheny	Margett	Runner
Alquist	Escutia	Martinez	Scott
Aroner	Figueroa	Mazzoni	Shelley
Ashburn	Firestone	Migden	Strom-Martin
Baca	Frusetta	Miller	Sweeney
Baldwin	Gallegos	Morrissey	Takasugi
Battin	Goldsmith	Morrow	Thompson
Baugh	Granlund	Murray	Thomson
Bordonaro	Havice	Napolitano	Torlakson
Bowen	Hertzberg	Olberg	Villaraigosa
Bowler	Honda	Oller	Vincent
Brewer	House	Ortiz	Washington
Brown	Kaloogian	Pacheco	Wayne
Caldera	Keeley	Papan	Wildman
Campbell	Knox	Perata	Woods
Cardenas	Kuehl	Poochigian	Wright
Cardoza	Leach	Prenter	Mr. Speaker

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 943 (Washington)—An act to amend Section 17980 of, and to add Section 17980.9 to, 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—58

Ackerman	Davis	Leonard	Scott
Aguiar	Ducheny	Machado	Shelley
Alby	Escutia	Margett	Strom-Martin
Alquist	Figueroa	Martinez	Sweeney
Aroner	Firestone	Mazzoni	Thomson
Ashburn	Gallegos	McClintock	Torlakson
Baca	Goldsmith	Migden	Villaraigosa
Bowen	Havice	Miller	Vincent
Bowler	Hertzberg	Murray	Washington
Brown	Honda	Napolitano	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Papan	Wright
Cardenas	Kuehl	Perata	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Richter	

NOES—15

Baugh	Granlund	Morrow	Runner
Bordonaro	House	Oller	Thompson
Brewer	Kaloogian	Poochigian	Woods
Frusetta	Morrissey	Pringle	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 700 (Alby)—An act to amend Section 803 of the Penal Code, relating to sex offenses, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Ackerman	Davis	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alby	Figueroa	Mazzoni	Shelley
Alquist	Firestone	McClintock	Strom-Martin
Aroner	Frusetta	Migden	Sweeney
Ashburn	Gallegos	Miller	Takasugi
Baca	Goldsmith	Morrissey	Thompson
Baldwin	Granlund	Morrow	Thomson
Battin	Havice	Murray	Torlakson
Baugh	Hertzberg	Napolitano	Villaraigosa
Bordonaro	Honda	Olberg	Vincent
Bowen	House	Oller	Washington
Bowler	Kaloogian	Ortiz	Wayne
Brewer	Keeley	Pacheco	Wildman
Brown	Knox	Papan	Woods
Caldera	Kuehl	Perata	Wright
Campbell	Leach	Poochigian	Mr. Speaker
Cardenas	Lempert	Prenter	
Cardoza	Leonard	Pringle	
Cunneen	Machado	Richter	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—77

Ackerman	Davis	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alby	Figueroa	Mazzoni	Shelley
Alquist	Firestone	McClintock	Strom-Martin
Aroner	Frusetta	Migden	Sweeney
Ashburn	Gallegos	Miller	Takasugi
Baca	Goldsmith	Morrissey	Thompson
Baldwin	Granlund	Morrow	Thomson
Battin	Havice	Murray	Torlakson
Baugh	Hertzberg	Napolitano	Villaraigosa
Bordonaro	Honda	Olberg	Vincent
Bowen	House	Oller	Washington
Bowler	Kaloogian	Ortiz	Wayne
Brewer	Keeley	Pacheco	Wildman
Brown	Knox	Papan	Woods
Caldera	Kuehl	Perata	Wright
Campbell	Leach	Poochigian	Mr. Speaker
Cardenas	Lempert	Prenter	
Cardoza	Leonard	Pringle	
Cunneen	Machado	Richter	

NOES—None

Above bill ordered enrolled immediately.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1609 (Papan)—An act to add and repeal Section 340.8 of the Code of Civil Procedure, relating to causes of action.

Bill read third time, and passed by the following vote:

AYES—48

Alquist	Figueroa	Lempert	Strom-Martin
Aroner	Firestone	Martinez	Sweeney
Baca	Frusetta	Mazzoni	Takasugi
Bowen	Gallegos	Murray	Thomson
Brown	Goldsmith	Napolitano	Torlakson
Caldera	Havice	Ortiz	Villaraigosa
Cardenas	Hertzberg	Pacheco	Vincent
Cardoza	Honda	Papan	Washington
Cunneen	Kaloogian	Perata	Wayne
Davis	Keeley	Prenter	Wildman
Ducheny	Knox	Scott	Wright
Escutia	Kuehl	Shelley	Mr. Speaker

NOES—18

Ackerman	House	Miller	Runner
Baldwin	Leach	Morrow	Thompson
Brewer	Leonard	Oller	Woods
Campbell	Margett	Pringle	
Granlund	McClintock	Richter	

Bill ordered transmitted to the Senate.

Objection to Vote Adds

Assembly Member Villaraigosa 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. 1609.

Communications

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Assembly Bill No. 1609

26 June 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: This is to clarify that I intended to vote "aye" on AB 1609, File Number 36 on June 26. My vote was not recorded.

Sincerely,

CAROLE MIGDEN, Assembly Member
Thirteenth District

ASSEMBLY BILL NO. 1611 (Ortiz)—An act to add Section 12517.5 to the Vehicle Code, relating to vehicles, 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	Cunneen	Lempert	Prenter
Aguiar	Davis	Leonard	Pringle
Alby	Ducheny	Machado	Runner
Alquist	Escutia	Margett	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

Ackerman	Cunneen	Lempert	Prenter
Aguiar	Davis	Leonard	Pringle
Alby	Ducheny	Machado	Runner
Alquist	Escutia	Margett	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 67 (Kopp)—An act to amend Section 1714.45 of the Civil Code, relating to product liability.

Bill read third time, and presented by Assembly Member Shelley.

At 9:47 a.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Shelley moved a call of the Assembly.

Motion carried. Time, 10:02 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 26 (Maddy)—An act to amend Section 19568 of the Business and Professions Code, relating to horseracing.

Bill read third time, and presented by Assembly Member Brown.

Bill passed by the following vote:

AYES—69

Ackerman	Escutia	Mazzoni	Scott
Aguiar	Figueroa	McClintock	Shelley
Alby	Firestone	Migden	Strom-Martin
Alquist	Gallegos	Miller	Sweeney
Aroner	Goldsmith	Morrissey	Takasugi
Ashburn	Granlund	Morrow	Thomson
Baca	Honda	Murray	Torlakson
Battin	House	Napolitano	Villaraigosa
Baugh	Kaloogian	Olberg	Vincent
Bordonaro	Keeley	Ortiz	Washington
Bowler	Knox	Pacheco	Wayne
Brewer	Kuehl	Papan	Wildman
Brown	Leach	Perata	Woods
Campbell	Lempert	Poochigian	Wright
Cardenas	Leonard	Prenter	Mr. Speaker
Cardoza	Machado	Pringle	
Cunneen	Margett	Richter	
Davis	Martinez	Runner	

NOES—1

Havice

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 26: Assembly Member Havice, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1318 (Polanco)—An act relating to education, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Villaraigosa.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

Ackerman	Cunneen	Leonard	Prenter
Aguiar	Davis	Machado	Pringle
Alby	Ducheny	Margett	Richter
Alquist	Escutia	Martinez	Runner
Aroner	Figueroa	Mazzoni	Scott
Ashburn	Firestone	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Pacheco	Woods
Campbell	Kuehl	Papan	Wright
Cardenas	Leach	Perata	Mr. Speaker
Cardoza	Lempert	Poochigian	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—75

Ackerman	Cunneen	Leonard	Prenter
Aguiar	Davis	Machado	Pringle
Alby	Ducheny	Margett	Richter
Alquist	Escutia	Martinez	Runner
Aroner	Figueroa	Mazzoni	Scott
Ashburn	Firestone	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Pacheco	Woods
Campbell	Kuehl	Papan	Wright
Cardenas	Leach	Perata	Mr. Speaker
Cardoza	Lempert	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 109 (Kopp)—An act to add Section 85320 to the Government Code, relating to the Political Reform Act of 1974.

Bill read third time, and presented by Assembly Member Papan.

Bill passed by the following vote:

AYES—76

Ackerman	Davis	Machado	Pringle
Aguiar	Ducheny	Margett	Richter
Alby	Escutia	Martinez	Runner
Alquist	Figueroa	Mazzoni	Scott
Aroner	Firestone	McClintock	Shelley
Ashburn	Frusetta	Migden	Strom-Martin
Baca	Gallegos	Miller	Sweeney
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	Havice	Murray	Thomson
Bordonaro	Honda	Napolitano	Torlakson
Bowen	House	Olberg	Villaraigosa
Bowler	Kaloogian	Oller	Vincent
Brewer	Keeley	Ortiz	Washington
Brown	Knox	Pacheco	Wayne
Campbell	Kuehl	Papan	Wildman
Cardenas	Leach	Perata	Woods
Cardoza	Lempert	Poochigian	Wright
Cunneen	Leonard	Prenter	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 210 (Ayala)—An act to amend Sections 26945 and 26946 of, and to add Section 26945.1 to, the Government Code, relating to county officers.

Bill read third time, and presented by Assembly Member Thomson.

Senate Bill No. 210 Passed and Retained

By unanimous consent Senate Bill No. 210 was passed on file, to retain its place on file.

SENATE BILL NO. 228 (Kelley)—An act to amend Section 57092 of, and to add Section 61210.1 to, the Government Code, relating to local government.

Bill read third time, and presented by Assembly Member Keeley.

Bill passed by the following vote:

AYES—70

Ackerman	Cunneen	Leonard	Richter
Aguiar	Davis	Machado	Runner
Alby	Ducheny	Margett	Scott
Alquist	Escutia	Mazzoni	Strom-Martin
Aroner	Figueroa	Miller	Sweeney
Ashburn	Firestone	Morrissey	Takasugi
Baca	Frusetta	Morrow	Thompson
Baldwin	Gallegos	Murray	Thomson
Battin	Goldsmith	Napolitano	Torlakson
Baugh	Granlund	Olberg	Villaraigosa
Bordonaro	Honda	Oller	Washington
Bowler	House	Ortiz	Wayne
Brewer	Kaloogian	Pacheco	Wildman
Brown	Keeley	Papan	Woods
Caldera	Knox	Perata	Wright
Campbell	Kuehl	Poochigian	Mr. Speaker
Cardenas	Leach	Prenter	
Cardoza	Lempert	Pringle	

NOES—4

Bowen	Havice	Martinez	Migden

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 228: Assembly Member Havice, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 538 (Greene)—An act to add Article 3.7 (commencing with Section 53270) to Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code, relating to firefighters, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Ortiz.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

Ackerman	Cunneen	Leonard	Richter
Aguiar	Davis	Machado	Runner
Alby	Ducheny	Margett	Scott
Alquist	Escutia	Martinez	Shelley
Aroner	Figueroa	Mazzoni	Strom-Martin
Ashburn	Firestone	Migden	Sweeney
Baca	Frusetta	Miller	Takasugi
Baldwin	Gallegos	Morrissey	Thomson
Battin	Goldsmith	Morrow	Torlakson
Baugh	Granlund	Murray	Villaraigosa
Bordonaro	Havice	Napolitano	Vincent
Bowen	Honda	Olberg	Washington
Bowler	House	Oller	Wayne
Brewer	Kaloogian	Ortiz	Wildman
Brown	Keeley	Pacheco	Woods
Caldera	Knox	Papan	Wright
Campbell	Kuehl	Perata	Mr. Speaker
Cardenas	Leach	Poochigian	
Cardoza	Lempert	Prenter	

NOES—2

McClintock Thompson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

Ackerman	Cunneen	Leonard	Prenter
Aguiar	Davis	Machado	Richter
Alby	Ducheny	Margett	Runner
Alquist	Escutia	Martinez	Scott
Aroner	Figueroa	Mazzoni	Shelley
Ashburn	Firestone	Migden	Strom-Martin
Baca	Frusetta	Miller	Sweeney
Baldwin	Gallegos	Morrissey	Takasugi
Battin	Goldsmith	Morrow	Thomson
Baugh	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert		

NOES—2

McClintock Thompson

Bill ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 22 (McPherson)—Relative to the State Highway Route 156 Hollister Bypass Project.

Resolution read, and presented by Assembly Member Frusetta.

Members Made Coauthors of Senate Concurrent Resolution No. 22

Assembly Member Frusetta was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Senate Concurrent Resolution No. 22, and that he be added as principal coauthor.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Alby, Alquist, Ashburn, Baca, Baldwin, Battin, Baugh, Bordonaro, Bowen, Bowler, Campbell, Cardenas, Cunneen, Ducheny, Escutia, Figueroa, Firestone, Frusetta, Gallegos, Granlund, Havice, Honda, House, Kaloogian, Knox, Kuehl, Leach, Lempert, Leonard, Machado, Margett, Martinez, McClintock, Miller, Morrissey, Morrow, Napolitano, Olberg, Oller, Ortiz, Papan, Perata, Prenter, Richter, Runner, Scott, Shelley, Sweeney, Takasugi, Thomson, Torlakson, Vincent, Wayne, Wildman, Woods, and Wright.

Request for Unanimous Consent

Assembly Member Frusetta was granted unanimous consent to take up Senate Concurrent Resolution No. 22, as amended, without reference to print or file.

Consideration of Senate Concurrent Resolution No. 22, as Amended

SENATE CONCURRENT RESOLUTION NO. 22—Relative to the State Highway Route 156 Hollister Bypass Project.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

At 10:20 a.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

SENATE BILL NO. 1261 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Torlakson was granted unanimous consent that Senate Bill No. 1261 be removed from the Consent Calendar, and to take the bill up at this time, without reference to file, for purpose of consideration.

SENATE BILL NO. 1261 (Sher)—An act to amend Section 56728.7 of the Education Code, relating to special education, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Torlakson.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

Ackerman	Cunneen	Leonard	Richter
Aguiar	Davis	Machado	Runner
Alby	Ducheny	Margett	Scott
Alquist	Escutia	Martinez	Shelley
Aroner	Figueroa	Mazzoni	Strom-Martin
Ashburn	Firestone	Migden	Sweeney
Baca	Frusetta	Miller	Takasugi
Baldwin	Gallegos	Morrissey	Thompson
Battin	Goldsmith	Morrow	Thomson
Baugh	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Leach	Prenter	Mr. Speaker
Cardoza	Lempert	Pringle	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—75

Ackerman	Cunneen	Leonard	Richter
Aguiar	Davis	Machado	Runner
Alby	Ducheny	Margett	Scott
Alquist	Escutia	Martinez	Shelley
Aroner	Figueroa	Mazzoni	Strom-Martin
Ashburn	Firestone	Migden	Sweeney
Baca	Frusetta	Miller	Takasugi
Baldwin	Gallegos	Morrissey	Thompson
Battin	Goldsmith	Morrow	Thomson
Baugh	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Leach	Prenter	Mr. Speaker
Cardoza	Lempert	Pringle	

NOES—None

Bill ordered transmitted to the Senate immediately.

CONGRATULATIONS EXTENDED TO ASSEMBLY MEMBER MORRISSEY

Assembly Member Campbell was joined by the Members of the Assembly in extending congratulations to Assembly Member Morrissey upon being named "Legislator of the Year" by the V.F.W.

RECESS

By unanimous consent, at 10:23 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 10:26 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 26, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 700

And reports the same correctly enrolled, and presented to the Governor at 10 a.m., June 26, 1997.

E. DOTSON WILSON, Chief Clerk

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Resolutions

ASSEMBLY JOINT RESOLUTION NO. 22 (**Kaloogian**)—Relative to the aircraft carrier Midway.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

ASSEMBLY CONCURRENT RESOLUTION NO. 59 (Woods)—Relative to the Big Bar and Big Flat Historical Monument.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

ASSEMBLY CONCURRENT RESOLUTION NO. 63 (Prenter)—Relative to peace officers.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

ASSEMBLY JOINT RESOLUTION NO. 17 (Murray)—Relative to foreign trucks in California.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

Consent Calendar—Senate Bills

SENATE BILL NO. 160 (Watson)—An act to add and repeal Section 24177.5 of the Health and Safety Code, relating to health, 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. 349 (McPherson)—An act to add Section 89010 to the Education Code, relating to the California State University, and making an appropriation therefor.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 384 (Craven)—An act to amend Section 1102 of the Civil Code, and to amend Section 18160 of the Health and Safety Code, relating to housing, 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. 484 (Craven)—An act to amend Sections 799, 799.1, 799.3, 799.4, 799.5, and 799.7 of the Civil Code, relating to mobilehomes.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 511 (Committee on Insurance)—An act to amend Sections 14021 and 14029 of the Insurance Code, relating to insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 342 (**McPherson**)—An act to add Section 103 to the Monterey Peninsula Water Management District Law (Chapter 527 of the Statutes of 1997), relating to water.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 98 (**Haynes**)—An act to amend Section 6103.5 of the Government Code, relating to courts.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 665 (**Johnson**)—An act to amend Sections 1058.5, 2924c, 2924d, 2924f, 2924g, 2924(*l*), and 2941 of the Civil Code, relating to real property.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 696 (**Rainey**)—An act to amend Section 7660 of, and to add Sections 7600.6, 15688, and 16042 to the Probate Code, relating to estates and trusts.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 212 (**Burton**)—An act to amend and repeal Section 3209.3 of, and to add Section 3209.9 to, the Labor Code, relating to workers' compensation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

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	Davis	Margett	Runner
Aguiar	Ducheny	Martinez	Scott
Alby	Escutia	Mazzoni	Shelley
Alquist	Figueroa	McClintock	Strom-Martin
Aroner	Firestone	Migden	Sweeney
Ashburn	Frusetta	Miller	Takasugi
Baca	Gallegos	Morrissey	Thompson
Baldwin	Goldsmith	Morrow	Thomson
Battin	Granlund	Murray	Torlakson
Baugh	Havice	Napolitano	Villaraigosa
Bordonaro	Honda	Olberg	Vincent
Bowen	House	Oller	Washington
Bowler	Kaloogian	Ortiz	Wayne
Brewer	Keeley	Pacheco	Wildman
Brown	Knox	Papan	Woods
Caldera	Kuehl	Perata	Wright
Campbell	Leach	Poochigian	Mr. Speaker
Cardenas	Lempert	Prenter	
Cardoza	Leonard	Pringle	
Cunneen	Machado	Richter	

NOES—None

BILL ORDERED TRANSMITTED TO SENATE IMMEDIATELY

Assembly Member Villaraigosa was granted unanimous consent that Senate Bill No. 1318 be transmitted to the Senate immediately.

MESSAGES FROM THE SENATE

Senate Chamber, June 26, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1164

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, June 26, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 360

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, June 26, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1521

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Wright was granted unanimous consent to take up Assembly Bill No. 1164, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1164 (Wright)—An act to amend Section 9490 of, and to repeal Section 94753.5 of, the Education Code, and to repeal Section 32 of Chapter 62 of the Statutes of 1996, relating to postsecondary education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—56

Aguiar	Ducheny	Machado	Scott
Alby	Escutia	Mazzoni	Shelley
Alquist	Figueroa	Migden	Strom-Martin
Aroner	Firestone	Miller	Sweeney
Baca	Frusetta	Morrissey	Takasugi
Battin	Gallegos	Murray	Thomson
Bowler	Granlund	Napolitano	Torlakson
Brewer	Havice	Oller	Villaraigosa
Brown	Honda	Ortiz	Vincent
Campbell	Keeley	Papan	Washington
Cardenas	Knox	Perata	Wayne
Cardoza	Kuehl	Poochigian	Wildman
Cunneen	Leach	Pringle	Wright
Davis	Lempert	Runner	Mr. Speaker

NOES—14

Ackerman	Caldera	McClintock	Thompson
Baugh	House	Morrow	Woods
Bordonaro	Kaloogian	Olberg	
Bowen	Leonard	Richter	

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—56

Aguiar	Ducheny	Machado	Scott
Alby	Escutia	Mazzoni	Shelley
Alquist	Figueroa	Migden	Strom-Martin
Aroner	Firestone	Miller	Sweeney
Baca	Frusetta	Morrissey	Takasugi
Battin	Gallegos	Murray	Thomson
Bowler	Granlund	Napolitano	Torlakson
Brewer	Havice	Oller	Villaraigosa
Brown	Honda	Ortiz	Vincent
Campbell	Keeley	Papan	Washington
Cardenas	Knox	Perata	Wayne
Cardoza	Kuehl	Poochigian	Wildman
Cunneen	Leach	Pringle	Wright
Davis	Lempert	Runner	Mr. Speaker

NOES—14

Ackerman	Caldera	McClintock	Thompson
Baugh	House	Morrow	Woods
Bordonaro	Kaloogian	Olberg	
Bowen	Leonard	Richter	

Above bill ordered enrolled.

Objection to Vote Adds

Assembly Member Villaraigosa withheld unanimous consent on any further requests for vote adds or vote changes on the roll call vote taken on this day on the urgency clause to Assembly Bill No. 1164 and on concurrence in Senate amendments.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY JOINT RESOLUTION NO. 8 (**Honda**)—Relative to vehicles.

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.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Honda 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.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 67

At 11:04 a.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 67 refused passage by the following vote:

AYES—36

Alquist	Figueroa	Lempert	Scott
Aroner	Firestone	Martinez	Shelley
Bowen	Frusetta	Mazzoni	Strom-Martin
Brown	Havice	Migden	Sweeney
Caldera	Hertzberg	Napolitano	Thomson
Cardenas	Honda	Ortiz	Torlakson
Cunneen	Keeley	Pacheco	Villaraigosa
Davis	Knox	Papan	Washington
Escutia	Kuehl	Perata	Wayne

NOES—24

Ackerman	Brewer	Margett	Poochigian
Alby	Campbell	McClintock	Pringle
Baldwin	Granlund	Miller	Richter
Baugh	Kaloogian	Morrow	Runner
Bordonaro	Leach	Olberg	Takasugi
Bowler	Leonard	Oller	Woods

Motion to Reconsider Senate Bill No. 67 on Next Legislative Day

Assembly Member Shelley moved to reconsider on the next legislative day the vote whereby Senate Bill No. 67 was this day refused passage.

Senate Bill No. 67 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY JOINT RESOLUTION NO. 8

At 11:06 a.m., on motion of Assembly Member Honda, 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 Joint Resolution No. 8 by the following vote:

AYES—36

Alquist	Figueroa	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Baca	Havice	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Cardenas	Keeley	Ortiz	Washington
Cardoza	Knox	Scott	Wayne
Davis	Kuehl	Shelley	Wildman
Ducheny	Lempert	Strom-Martin	Wright
Escutia	Martinez	Sweeney	Mr. Speaker

NOES—35

Ackerman	Campbell	Leonard	Poochigian
Alby	Cunneen	Margett	Prenter
Baldwin	Firestone	McClintock	Pringle
Battin	Frusetta	Miller	Richter
Baugh	Goldsmith	Morrissey	Runner
Bordonaro	Granlund	Morrow	Takasugi
Bowler	House	Olberg	Thompson
Brewer	Kaloogian	Oller	Woods
Caldera	Leach	Pacheco	

Motion to Reconsider Assembly Joint Resolution No. 8 on Next Legislative Day

Assembly Member Honda moved to reconsider on the next legislative day the vote whereby Senate amendments to Assembly Joint Resolution No. 8 were this day refused concurrence.

Assembly Joint Resolution No. 8 ordered to the unfinished business file.

MOTION TO ADJOURN

At 11:07 a.m., Assembly Member Brewer moved that the Assembly do now adjourn.

Assembly Member Scott seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Member Morrissey arose to speak on the condition of the file.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 340, Concurrence: Martinez—Aye.

Assembly Bill No. 1098, Concurrence: Martinez—Aye.

Assembly Bill No. 669, Concurrence: Baugh—Aye.

Assembly Bill No. 943, Concurrence: Aguiar, Goldsmith, and Martinez—Aye; Baugh and Poochigian—No.

Assembly Bill No. 1611 and Urgency: Baugh—Aye.

Senate Bill No. 26: Figueroa, Goldsmith, Martinez, Napolitano, Perata, Richter, and Wildman—Aye.

Senate Bill No. 1318 and Urgency: Figueroa, Firestone, Goldsmith, Perata, and Richter—Aye.

Senate Bill No. 109: Figueroa, Perata, and Richter—Aye.

Senate Bill No. 228: Davis, Goldsmith, and Richter—Aye.

Senate Bill No. 538 and Urgency: Baugh, Davis, Goldsmith, Honda, and Richter—Aye.

Senate Concurrent Resolution No. 22, Coauthors: Havice and Richter—Aye.

Senate Bill No. 1261, and Urgency: Richter—Aye.

Consent Calendar: Richter—Aye.

Assembly Bill No. 1164, Urgency and Concurrence: Olberg—No.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Brewer that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:10 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 34—Baca. Relative to religion.

AUTHOR'S AMENDMENTS
Committee on Housing and Community Development

June 26, 1997

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 487

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 487—An act to amend Sections 50880, 50881, 50881.5, 50882, 50887, 50888.3, 50888.5, 50888.7, 50889.5, 50890, 50893.5, 50893.7, and 50895 of, and to repeal Section 50884 of, the Health and Safety Code, relating to housing.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

June 26, 1997

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 1144

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 1144—An act to amend Section 19596 of the Business and Professions Code, relating to horseracing, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Human Services

June 26, 1997

Mr. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 381

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARONER, Chairwoman

SENATE BILL NO. 381—An act to amend Section 1562.3 of the Health and Safety Code, relating to community care facilities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

June 26, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 162
Senate Bill No. 229

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 162—An act to amend Sections 1463.007 and 1463.16 of the Penal Code, and to add and repeal Section 42007.1 of the Vehicle Code, relating to fines and forfeitures, 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. 229—An act to amend Section 14087.325 of the Welfare and Institutions Code, relating to human services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Consumer Protection, Governmental Efficiency and Economic Development

June 26, 1997

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 492

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

SENATE BILL NO. 492—An act to add Section 27 to the Business and Profession Code, and to add Section 11018.5 to the Government Code, relating to state government.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 26, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 1107

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

SENATE BILL NO. 1107—An act to amend Section 53684 of the Government Code, to amend Sections 2191.4, 2195, 2503.2, 2605, 2606, 2607, 2611.6, 2910.1, 2963, 3007, 4837.5, and 20583 of the Revenue and Taxation Code, and to amend Section 9880 of the Vehicle Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

June 26, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 407
Senate Bill No. 826
Senate Bill No. 827
Senate Bill No. 833
Senate Bill No. 984
Senate Bill No. 1014
Senate Bill No. 1191

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 407—An act to amend Section 2530.2 of the Business and Professions Code, relating to speech-language pathology and audiology.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 826—An act to amend Sections 1601, 1616.5, and 1742 of, and to add Section 160.5 to, the Business and Professions Code, and to amend Section 830.3 of the Penal Code, relating to dentistry.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 827—An act to amend Sections 2701, 2708, 2841, 2842, 2847, 2873.6, 2873.7, 2881, 2890, 2893, 2894, 4001, 4003, 4008, 4501, 4503, 4800, 4804.5, 5510, 5514, 5517, 5526, 5536.27, 8520, 8528, and 8616.4 of, to amend and repeal Sections 5566, 5566.1, and 5566.2 of, and to add Section 473.15, 473.6, 4013, and 4808.5 to, the Business and Professions Code, relating to licensed professionals.

Bill read 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. 833—An act to amend Section 2651 of, and to add Sections 2650.2 and 2655.75 to, the Business and Professions Code, relating to physical therapy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 984—An act to amend Section 1348.6 of, and to add Section 1367.01 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.

SENATE BILL NO. 1014—An act to add Section 1684.5 to the Business and Professions Code, relating to dentistry.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1191—An act to 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.

AUTHOR'S AMENDMENTS
Committee on Health

June 26, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 557

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 557—An act to amend Section 2052 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.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 26, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 455

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

SENATE BILL NO. 455—An act to amend Sections 17020.6, 17024.5, 17041, 17052.12, 17054, 17062, 17063, 17072, 17077, 17085, 17088, 17139, 17250, 17273, 17279, 17507, 17561, 17750, 17860, 18037, 18180, 18601, 18624, 18645, 19144, 19164, 19184, 23045, 23453, 23456, 23457, 23609, 23732, 23801, 23802, 23806, 24326, 24343.3, 24349, 24355, 24355.5, 24357, 24443, 24692, 24870, 24903, 24916, and 24993 of, to amend the heading of Chapter 14.5 (commencing with Section 24870) of Part 11 of, to add Sections 17088.3, 17154, 17215, 17250.5, 17251.5, 17270.5, 17275.5, 17278.5, 17731.5, 18044, 18152, 18648.5, 19136.3, 19141.2, 19182.5, 19365, 23800.5, 23813, 24272.5, 24343.7, 24429, 24875, 24949.5, 24954, and 24956 to, to repeal Sections 17131.5, 17132, 17137, 17138.5, 17141.5, 17150, 17201.5, 17210, 17213, 17249, 17255, 17267, 17283, 17748, 18035, 18060, 18166, 18173, 24371.5, 24966.3, 24971, 24990.8, and 24990.9 of, and to repeal and add Sections 17171, 23701h, 24372.5, and 24947 of, the Revenue and Taxation Code, and to amend Sections 928.5 and 934 of the Unemployment Insurance 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

June 26, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 1284

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 1284—An act to amend Sections 3050 and 3066 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 Water, Parks and Wildlife

June 26, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 614

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 614—An act to add Section 2762.1 to the Fish and Game Code, relating to fish, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 26, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 438

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

SENATE BILL NO. 438—An act to amend Section 502.01 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.

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 78

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: June 23, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 531

With amendments with the recommendation: Amend, and do pass, as amended.

MURRAY, Chairman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 791

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GALLEGOS, Chairman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 919

With amendments with the recommendation: Amend, and do pass, as amended.

SWEENEY, Chairman

Above bill ordered to second reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 26, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1272

And reports the same correctly enrolled, and presented to the Governor at 2:45 p.m., June 26, 1997.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, June 26, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 157
Assembly Bill No. 451
Assembly Bill No. 1130
Assembly Bill No. 1160
Assembly Bill No. 1165

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, June 26, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 211
Assembly Bill No. 281
Assembly Bill No. 359
Assembly Bill No. 769
Assembly Bill No. 1097
Assembly Bill No. 1502

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, June 26, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 456
Senate Bill No. 1261
Senate Bill No. 1318
Senate Concurrent Resolution No. 18

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 26, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senator Alpert vice Senator Vasconcellos to the Committee on Conference concerning:

Assembly Bill No. 1006
Assembly Bill No. 1400
Assembly Bill No. 1501
Senate Bill No. 285
Senate Bill No. 293.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 26, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 879

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 26, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 43
Senate Concurrent Resolution No. 47

GREG P. SCHMIDT, 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. 879—An act to add Section 2081.4 to the Fish and Game Code, relating to endangered species.

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 43—Relative to highways.

SENATE CONCURRENT RESOLUTION NO. 47—Relative to hate crimes.

INTRODUCTION OF GUESTS

Assembly Member Margett, of the 59th Assembly District, introduced Walt Keeney, of Arcadia.

Assembly Member Goldsmith, of the 75th Assembly District, introduced Tom Ashcroft, Brooks Conrad, Ethan Guthauser, Kevin Honeycutt, Andrew Lengyel, Carlos Portillo, Josua Spann, Jeff Strick, Brad Swaggerty, Ernest Tedeschi, and Allen Tsai, of the 75th Assembly District.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Brewer, the Assembly adjourned until 11 a.m., Monday, June 30, 1997, out of respect to the memory of Margaret Elizabeth Mackin, on motion of Assembly Member Bordonaro; out of respect to the memory of Keith Haider and Adam Linden, on motion of Assembly Member Morrow; out of respect to the memory of Border Patrol Agent Stephen Starch, on motion of Assembly Member Goldsmith; out of respect to the memory of Nick Johnson, on motion of Assembly Member Wayne; out of respect to the memory of Richard T. "Dick" Powell, on motion of Assembly Member Papan; out of respect to the memory of Kimberly Fuller, on motion of Assembly Member Thomson; out of respect to the memory of Dr. Betty Shabazz, on motion of Assembly Members Wright and Murray; out of respect to the memory of Eileen Dolan Schuler, on motion of Assembly Member Brewer; out of respect to the memory of Jack Gibson, on motion of Assembly Member Frusetta; out of respect to the memory of Charles Tavookjian, on motion of Assembly Member Poochigian; out of respect to the memory of Vincent Rovetti and Paul Sidney Chown, on motion of Assembly Member Shelley; out of respect to the memory Alvie Leon Fletcher, on motion of Assembly Member Sweeney; out of respect to the memory of Julius Riofrir, on motion of Assembly Member Wildman; and out of respect to the memory of Bud Johnson, on motion of Assembly Members Cardenas, Machado, and Woods.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 26, 1997

The following measures were amended in the Assembly on this day:

SB	RN
16	9716384
122	9716338
162	9716747
229	9716620
327	9716272
381	9716778
386	9716585
407	9116813
438	9716079
455	9716672
459	9716593
487	9716560
492	9716661
549	9716498
557	9716905
612	9716243
614	9716754
826	9716641
827	9716623
833	9716646
984	9716748
1014	9716845
1107	9716677
1144	9716798
1191	9716828
1284	9716846
Daily Total:	**26**
Cumulative Total:	**2361**

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, June 30, 1997

NINETY-SEVENTH SESSION DAY

TWO HUNDRED ELEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, June 30, 1997

The Assembly met at 11 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Ackerman 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 Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

Ackerman	Escutia	Leonard	Prenter
Aguiar	Figueroa	Machado	Pringle
Alby	Firestone	Margett	Richter
Alquist	Floyd	Martinez	Runner
Aroner	Frusetta	Mazzoni	Scott
Ashburn	Gallegos	McClintock	Shelley
Baca	Goldsmith	Migden	Strom-Martin
Baldwin	Granlund	Miller	Sweeney
Baugh	Havice	Morrissey	Takasugi
Bordonaro	Hertzberg	Morrow	Thomson
Bowen	Honda	Murray	Torlakson
Bowler	House	Napolitano	Villaraigosa
Brewer	Kaloogian	Olberg	Vincent
Brown	Keeley	Oller	Washington
Campbell	Knox	Ortiz	Wayne
Cardenas	Kuehl	Pacheco	Wildman
Cardoza	Kuykendall	Papan	Woods
Davis	Leach	Perata	Wright
Ducheny	Lempert	Poochigian	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Assembly Member Michael Sweeney, of the 18th Assembly District:

Father, Help us to welcome each day as if it were our first, so that we may have enthusiasm in our souls, excitement in our hearts, and warmth in our dispositions. Help us to welcome each day as if it were our last, so that we may have an urgency in our efforts, a deep concern for the world in our minds and the peace and love of God in our hearts.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Kaloogian 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 Havice, seconded by Assembly Member Firestone.

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 Battin and Cunneen.

On personal business, and waiving per diem: Assembly Members Caldera and Thompson.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

June 26, 1997

The Honorable Cruz Bustamante
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Please accept this request to be excused from Floor Session on June 30, 1997 due to legislative business in my district.

Thank you for your attention to this matter. If any additional information is needed, you can contact me at (916) 445-5416.

Sincerely,

JIM BATTIN, Assembly Member
Eightieth District

June 30, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Session today, Monday, June 30, due to legislative business in my district.

Thank you for your consideration of this request.

Sincerely,

JIM CUNNEEN, Assembly Member
Twenty-fourth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 25, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Health and Safety Code Sec. 128695, I have named Ms. Pamela K. Kallsen to serve on the California Health Policy and Data Advisory Commission. The effective date of the appointment is June 25, 1997, and this is a term appointment. The term will expire on January 1, 2001. Ms. Kallsen will be replacing Mr. Gregory G. Monardo.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 26, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Education Code Sec. 33530, I have named Assembly Member Jack Scott to serve on the Curriculum Development and Supplemental Materials Commission. The effective date of the appointment is June 26, 1997, and this is a pleasure appointment. Assembly Member Jack Scott will be replacing Assembly Member Steve Baldwin.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 26, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Government Code Sec. 15364.52, I have named Mr. George L. Pla to serve on the California Tourism Commission. The effective date of the appointment is June 26, 1997, and this is a pleasure appointment. Mr. Pla will be replacing Mr. Dean D. Lehr.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 26, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Penal Code Sec. 13810 (amended by: Ch 155 of 1996 [SB 842—Marks]), I have named Ms. Stacy K. Miyamura to serve on the California Council on Criminal Justice. The effective date of the appointment is June 26, 1997, and this is a pleasure appointment.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 27, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am removing Assemblymember Martha Escutia from the Assembly Labor and Employment Committee at her request. This request is effective immediately.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 30, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember George Runner to the Assembly Elections, Reapportionment and Constitutional Amendments Committee to replace Assemblymember Bruce Thompson for today, June 30, 1997 only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 30, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Larry Bowler to the Assembly Governmental Organization Committee to replace Assemblymember Jim Battin for today, June 30, 1997 only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

June 30, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Dick Ackerman to the Assembly Elections, Reapportionment and Constitutional Amendments Committee to replace Assemblymember Tom Bordonaro for today, June 30, 1997 only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

The following letter of transmittal was presented by the Speaker, and ordered printed in the Journal:

California State Auditor

96002
June 26, 1997

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 California Government Code, Section 8542 et sec., the Bureau of State Audits presents its audit report concerning our review of the State of California's internal controls and compliance with state and federal laws and regulations for the year ended June 30, 1996. This report concludes that the State continues to experience problems in accounting and administrative practices that affect the State's internal control system and that result in noncompliance with some state and federal regulations. Although these weaknesses are not individually significant, they have a cumulative effect on the accuracy of reported financial information and on the efficiency, effectiveness, and propriety of the State's operations.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

The following proposed initiative was received by the Chief Clerk from:

Rosemary R. Calderon, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the title, summary, and text of the following proposed initiative pursuant to Elections Code, Section 9007:

Education. Public Schools. English as Required Language of Instruction. Initiative Statute.

Referred by the Speaker to the Committee on Education.

REPORTS

The following reports were presented by the Chief Clerk:

Thirty-seventh Report on Legislation Necessary to Maintain the Codes (Pursuant to Government Code Section 10242)

Above transmitted report, together with letter of transmittal from Bion M. Gregory, Legislative Counsel, Sacramento, dated June 12, 1997, referred by the Speaker to the Committee on Judiciary.

Minority, Women, and Disabled Veterans Business Participation Report (Pursuant to Public Contract Code Section 1011.5)

Above transmitted report, together with letter of transmittal from Judy Nevis, Deputy Director, Administration and Management, Department of Housing and Community Development, Sacramento, dated June 24, 1997, referred by the Speaker to the Committee on Utilities and Commerce.

Reading and Writing Content Standards for Kindergarten through 12th Grade

Above transmitted report, together with letter of transmittal from Scott Hill, Executive Director, the Commission for the Establishment of Academic Content and Performance Standards, Sacramento, dated June 11, 1997, referred by the Speaker to the Committee on Education.

Mathematics Content Standards for Kindergarten through 12th Grade

Above transmitted report, together with letter of transmittal from Scott Hill, Executive Director, the Commission for the Establishment of Academic Content and Performance Standards, Sacramento, dated June 11, 1997, referred by the Speaker to the Committee on Education.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 27, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 211	Assembly Bill No. 769
Assembly Bill No. 281	Assembly Bill No. 943
Assembly Bill No. 340	Assembly Bill No. 1097
Assembly Bill No. 359	Assembly Bill No. 1098
Assembly Bill No. 669	Assembly Bill No. 1502

And reports the same correctly enrolled, and presented to the Governor at 3:45 p.m. June 27, 1997.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 30, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1164

And reports the same correctly enrolled, and presented to the Governor at 11:30 a.m., June 30, 1997.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 30, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1201

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Concurrent Resolution No.	*Committee*
66	Rls.

Assembly Joint Resolution No.	*Committee*
33	Rls.

Senate Bill No.	*Committee*
136	W.,P. & W.
603	Agri. and E.S. & T.M.
655	L. & E.
1009	Health

Senate Concurrent Resolution No.	*Committee*
43	Rls.
47	Rls.

AUTHOR'S AMENDMENTS
Committee on Insurance

June 30, 1997

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 225

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 225—An act to repeal and add Section 12900 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 Judiciary

June 30, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 1284

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 1284—An act to amend Sections 3050 and 3066 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

June 30, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 779

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 779—An act to amend Section 1218.5 of the Code of Civil Procedure, and to add Part 2.5 (commencing with Section 3300) to Division 8 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 Local Government

June 30, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 79
Senate Bill No. 451

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 79—An act to add Sections 20711 and 20792 to, and to add Article 130 (commencing with Section 21700) to Chapter 1.5 of Part 3 of Division 2 of, the Public Contract Code, relating to local agency contracts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 451—An act to amend Section 65302 of the Government Code, relating to land use.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 30, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 936

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 936—An act to amend Sections 11475.8 and 15200.91 of the Welfare and Institutions Code, relating to human services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

June 30, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 328

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 328—An act to amend Section 12657 of, and to add Sections 12670.10, 12670.12, 12670.14, and 12670.16 to, the Water Code, relating to water.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

June 30, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1082

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 1082—An act to add Section 1812.5 to the Water Code, relating to water, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 30, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 956
Senate Bill No. 1101

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

SENATE BILL NO. 956—An act to amend Sections 45, 132, 685, 729, 1070.6, 1531, 1774, 1775, 1775.1, 1775.2, 1775.3, 1775.4, 1775.5, 1775.6, 1775.7, 1775.8, 1775.9, 1776, 1779, 12973.6, 12976, and 12976.5 of, and to repeal Section 685.3 of, the Insurance Code, and to amend Sections 12222, 12253, 12255, 12260, 12281, 12302, 12303, 12304, 12305, 12306, 12412, 12413, 12421, 12422, 12423, 12425, 12428, 12429, 12430, 12434, 12435, 12601, 12602, 12633, 12634, 12978, 13151, and 13170 of, and to add Sections 12009, 13171, 13172, 13173, and 13174 to, and to repeal Sections 12411, 12424, 12952, and 12982 of, the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1101—An act to amend Section 15619 of the Government Code, and to amend Sections 7102, 8651.7, 30179, 30366, 30455, 32405, 40116, 43455, 45655, 46506, 50142.1, 55225, and 60524 of the Revenue and Taxation Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

June 30, 1997

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 509

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 509—An act to add Section 24045.15 to the Business and Professions Code, relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Education

June 30, 1997

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 6
Senate Bill No. 1031

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 6—An act to amend Sections 33050, 52182, 52183, 52184, 62000.2, and 62002.5 of, and 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; 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. 1031—An act to add and repeal Article 3.5 (commencing with Section 35745) of Chapter 4 of Part 21 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 Education

June 30, 1997

Mr. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 1418

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

ASSEMBLY BILL NO. 1418—An act to add Section 17773.5 to the Education Code, relating to school 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 Education

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 10

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 514

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 458

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar

DAVIS, Chairwoman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: June 30, 1997

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 17
Senate Concurrent Resolution No. 27

With the recommendation: That the resolutions be re-referred to the Committee on Human Services.

PERATA, Chairman

Above resolutions re-referred to the Committee on Human Services.

June 30, 1997

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61 (a) (2), as it relates to the following bill be granted:

Assembly Bill No. 1418

DON PERATA, Chairman

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office, Sacramento
June 30, 1997

To the Members of the Assembly:

Assembly Bill 1164, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of Assembly Bill 1164 as an emergency measure.

Sincerely,

PETE WILSON

MESSAGES FROM THE SENATE

Senate Chamber, June 30, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1380

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

BILLS REMOVED FROM CONSENT CALENDAR AND PLACED UPON INACTIVE FILE

The following bills were removed from the Consent Calendar, and placed on the inactive file, pursuant to Joint Rule 22.2:

Senate Bill No. 277, on request of Assembly Member Poochigian;

Senate Bill No. 283, on request of Assembly Member Bowler.

ADJOURN IN HONOR

Assembly Member Kuykendall was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of Casey Lynn, born on June 26, 1997, to Debbie and Jeff Tellinghuisen, and grandparents Ray and Lori Thompson.

RECESS

By unanimous consent, at 11:37 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Napolitano introduced The Honorable Roberto Moscoso, Congressman, Movimiento Nacionalista Revolucionario (MNR) National Revolutionary Movement Party, of Bolivia.

REASSEMBLED

At 11:38 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

ADJOURN IN MEMORY

Assembly Member Alquist was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lida Rossetta, of San Jose.

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 Gerald John "Jerry" Theisen, of Redding.

Assembly Member Strom-Martin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joe Rodota, of Windsor.

Assembly Member Lempert was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Steven Nelson, of Menlo Park.

Assembly Member Napolitano was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mary Hafner, of Montebello.

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 Dr. Dominick Edward Gentile, of Newport Beach.

Assembly Members Wright and Ducheny were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Luz Maria Lemus Seaton-Msemaji, of National City.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Mazzoni:

Resolved, That Joint Rule 61 be suspended to permit the Committee on Education to meet, consider, and report Assembly Bill No. 1418 for further action.

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, 11:40 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

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. 327, 386, and **549,** ordered to third reading;

Senate Bill No. 612, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1071—An act to amend Sections 203 and 205.5 of the Labor Code, relating to employment.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 78—An act to add Article 5 (commencing with Section 18741) to Chapter 3 of Part 10.2 of the Revenue and Taxation Code, relating to taxpayer contributions.

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 add Section 29530.2 to the Government Code, and to amend Section 99310.55 of the Public Utilities Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 791—An act to amend Section 14550 of, and to add Section 14450.1 to, the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 919—An act to amend Section 4000 of the Elections Code, to amend Section 54954.6 of, to add Section 5854 to, and to add Article 4.3 (commencing with Section 53739) and Article 4.6 (commencing with Section 53750) to Chapter 4 of Part 1 of Division 2 of Title 5 of, the Government Code, and to amend Section 9525 of the Streets and Highways Code, relating to local government taxes, charges, and assessments, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be returned to the second reading file.

CONSIDERATION OF SENATE BILL NO. 919, BY UNANIMOUS CONSENT

Assembly Member Aguiar was granted unanimous consent to take up Senate Bill No. 919, without reference to file, for purpose of amendment.

SENATE BILL NO. 919 (Rainey)—An act to amend Section 4000 of the Elections Code, to amend Section 54954.6 of, to add Section 5854 to, and to add Article 4.3 (commencing with Section 53739) and Article 4.6 (commencing with Section 53750) to Chapter 4 of Part 1 of Division 2 of Title 5 of, the Government Code, and to amend Section 9525 of the Streets and Highways Code, relating to local government taxes, charges, and assessments, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Aguiar moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Senate Bill No. 919, as Amended by Unanimous Consent

Assembly Member Aguiar was granted unanimous consent to take up Senate Bill No. 919, as amended, without reference to file.

SENATE BILL NO. 919 (Rainey)—An act to amend Section 4000 of the Elections Code, to amend Section 54954.6 of, to add Section 5854 to, and to add Article 4.3 (commencing with Section 53739) and Article 4.6 (commencing with Section 53750) to Chapter 4 of Part 1 of Division 2 of Title 5 of, the Government Code, and to amend Section 9525 of the Streets and Highways Code, relating to local government taxes, charges, and assessments, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Aguiar.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

Ackerman	Ducheny	Machado	Pringle
Aguiar	Escutia	Margett	Richter
Alby	Figueroa	Martinez	Runner
Alquist	Firestone	Mazzoni	Scott
Aroner	Frusetta	Migden	Shelley
Ashburn	Gallegos	Miller	Strom-Martin
Baca	Goldsmith	Morrissey	Sweeney
Baldwin	Granlund	Morrow	Takasugi
Baugh	Havice	Murray	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowen	Honda	Olberg	Villaraigosa
Bowler	House	Oller	Vincent
Brewer	Kaloogian	Ortiz	Washington
Brown	Keeley	Pacheco	Wayne
Campbell	Kuehl	Papan	Wildman
Cardenas	Kuykendall	Perata	Woods
Cardoza	Leach	Poochigian	Wright
Davis	Lempert	Prenter	Mr. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

Ackerman	Ducheny	Machado	Pringle
Aguiar	Escutia	Margett	Richter
Alby	Figueroa	Martinez	Runner
Alquist	Firestone	Mazzoni	Scott
Aroner	Frusetta	Migden	Shelley
Ashburn	Gallegos	Miller	Strom-Martin
Baca	Goldsmith	Morrissey	Sweeney
Baldwin	Granlund	Morrow	Takasugi
Baugh	Havice	Murray	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowen	Honda	Olberg	Villaraigosa
Bowler	House	Oller	Vincent
Brewer	Kaloogian	Ortiz	Washington
Brown	Keeley	Pacheco	Wayne
Campbell	Kuehl	Papan	Wildman
Cardenas	Kuykendall	Perata	Woods
Cardoza	Leach	Poochigian	Wright
Davis	Lempert	Prenter	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1521 (Scott)—An act relating to transportation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly refused to concur in Senate amendments by the following vote:

AYES—1

Scott

NOES—74

Ackerman	Escutia	Machado	Pringle
Aguiar	Figueroa	Margett	Richter
Alby	Firestone	Martinez	Runner
Alquist	Frusetta	Mazzoni	Shelley
Aroner	Gallegos	McClintock	Strom-Martin
Ashburn	Goldsmith	Migden	Sweeney
Baca	Granlund	Miller	Takasugi
Baldwin	Havice	Morrissey	Thomson
Baugh	Hertzberg	Morrow	Torlakson
Bordonaro	Honda	Murray	Villaraigosa
Bowen	House	Napolitano	Vincent
Bowler	Kaloogian	Olberg	Washington
Brewer	Keeley	Oller	Wayne
Brown	Knox	Ortiz	Wildman
Campbell	Kuehl	Pacheco	Woods
Cardenas	Kuykendall	Papan	Wright
Cardoza	Leach	Perata	Mr. Speaker
Davis	Lempert	Poochigian	
Ducheny	Leonard	Prenter	

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 1521: Assembly Members Kuykendall, Margett, and Murray, from "Aye" to "No".

ASSEMBLY BILL NO. 157 (Villaraigosa)—An act to add Section 43.3 to the Civil Code, relating to personal 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.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—53

Aguiar	Frusetta	Martinez	Strom-Martin
Alquist	Gallegos	Mazzoni	Sweeney
Aroner	Goldsmith	Migden	Thomson
Baca	Granlund	Miller	Torlakson
Bordonaro	Havice	Morrissey	Villaraigosa
Bowen	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Cardenas	Kaloogian	Ortiz	Wayne
Cardoza	Keeley	Pacheco	Wildman
Davis	Knox	Papan	Wright
Ducheny	Kuehl	Perata	Mr. Speaker
Escutia	Kuykendall	Prenter	
Figueroa	Lempert	Scott	
Firestone	Machado	Shelley	

NOES—9

Ackerman	Leach	Morrow
Baldwin	Margett	Oller
Brewer	McClintock	Runner

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1160 (Shelley)—An act to add Section 2954.12 to the Civil Code, relating to deeds of trust.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Escutia	Machado	Richter
Aguiar	Figueroa	Margett	Runner
Alby	Firestone	Martinez	Scott
Alquist	Frusetta	Mazzoni	Shelley
Aroner	Gallegos	McClintock	Strom-Martin
Ashburn	Goldsmith	Migden	Sweeney
Baca	Granlund	Miller	Takasugi
Baldwin	Havice	Morrissey	Thomson
Baugh	Hertzberg	Morrow	Torlakson
Bordonaro	Honda	Murray	Villaraigosa
Bowen	House	Napolitano	Vincent
Bowler	Kaloogian	Olberg	Washington
Brewer	Keeley	Oller	Wayne
Brown	Knox	Ortiz	Wildman
Campbell	Kuehl	Pacheco	Woods
Cardenas	Kuykendall	Papan	Wright
Cardoza	Leach	Perata	Mr. Speaker
Davis	Lempert	Poochigian	
Ducheny	Leonard	Prenter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1165 (Richter)—An act to amend Section 7660 of the Probate Code, relating to probate.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Escutia	Machado	Richter
Aguiar	Figueroa	Margett	Runner
Alby	Firestone	Martinez	Scott
Alquist	Frusetta	Mazzoni	Shelley
Aroner	Gallegos	McClintock	Strom-Martin
Ashburn	Goldsmith	Miller	Sweeney
Baca	Granlund	Morrissey	Takasugi
Baldwin	Havice	Morrow	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bordonaro	Honda	Napolitano	Villaraigosa
Bowen	House	Olberg	Vincent
Bowler	Kaloogian	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	
Davis	Lempert	Prenter	
Ducheny	Leonard	Pringle	

NOES—None

Above bill ordered enrolled.

SENATE BILL NO. 67 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Shelley was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 67 was refused passage; and that the bill be passed on file, to retain its place on file.

ASSEMBLY JOINT RESOLUTION NO. 8 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Honda was granted unanimous consent that the vote be reconsidered whereby Assembly Joint Resolution No. 8 was refused adoption; and that the resolution be passed on file, to retain its place on file.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 928 (Burton)—An act to add Section 25503.37 to the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Assembly Member Keeley.

Bill passed by the following vote:

AYES—70

Ackerman	Figueroa	Martinez	Richter
Aguiar	Firestone	Mazzoni	Runner
Alby	Frusetta	McClintock	Scott
Alquist	Gallegos	Migden	Shelley
Aroner	Goldsmith	Miller	Strom-Martin
Ashburn	Granlund	Morrissey	Sweeney
Baca	Havice	Morrow	Takasugi
Baugh	Hertzberg	Murray	Thomson
Bordonaro	Honda	Napolitano	Torlakson
Bowler	Kaloogian	Olberg	Villaraigosa
Brewer	Keeley	Oller	Vincent
Brown	Knox	Ortiz	Washington
Campbell	Kuehl	Pacheco	Wayne
Cardenas	Kuykendall	Papan	Wildman
Cardoza	Leach	Perata	Wright
Davis	Lempert	Poochigian	Mr. Speaker
Ducheny	Machado	Prenter	
Escutia	Margett	Pringle	

NOES—2

House Leonard

Bill ordered transmitted to the Senate.

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Upon request to Assembly Member Ashburn, pursuant to Assembly Rule 77.2, the Speaker re-referred Assembly Bill No. 1380 to the Committee on Human Services.

SPECIAL COMMITTEE MEETINGS

Assembly Member Aroner was granted unanimous consent that the Committee on Human Services 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. 1380 for hearing; and without objection the House continued to convene in Floor session.

UNANIMOUS CONSENT GRANTED FOR VOTE ADDS

Without objection, the members of the Committee on Human Services were permitted to add votes to any roll call votes taken during their absence for a committee meeting off the Floor, as if present and voting.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 215 (Alpert)—An act to amend Section 1050 of the Penal Code, relating to criminal procedure.

Bill read third time, and presented by Assembly Member Hertzberg.

Bill passed by the following vote:

AYES—74

Ackerman	Figueroa	Margett	Richter
Aguiar	Firestone	Martinez	Runner
Alby	Frusetta	Mazzoni	Scott
Alquist	Gallegos	McClintock	Shelley
Aroner	Goldsmith	Migden	Strom-Martin
Baca	Granlund	Miller	Sweeney
Baldwin	Havice	Morrissey	Takasugi
Baugh	Hertzberg	Morrow	Thomson
Bordonaro	Honda	Murray	Torlakson
Bowen	House	Napolitano	Villaraigosa
Bowler	Kaloogian	Olberg	Vincent
Brewer	Keeley	Oller	Washington
Brown	Knox	Ortiz	Wayne
Campbell	Kuehl	Pacheco	Wildman
Cardenas	Kuykendall	Papan	Woods
Cardoza	Leach	Perata	Wright
Davis	Lempert	Poochigian	Mr. Speaker
Ducheny	Leonard	Prenter	
Escutia	Machado	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1146 (Schiff)—An act to amend Section 1025 of the Penal Code, relating to criminal procedure.

Bill read third time, and presented by Assembly Member Hertzberg.

Bill passed by the following vote:

AYES—72

Ackerman	Escutia	Leonard	Prenter
Aguiar	Figueroa	Machado	Pringle
Alby	Firestone	Margett	Richter
Alquist	Frusetta	Martinez	Runner
Aroner	Gallegos	Mazzoni	Scott
Baca	Goldsmith	McClintock	Shelley
Baldwin	Granlund	Migden	Strom-Martin
Baugh	Havice	Miller	Sweeney
Bordonaro	Hertzberg	Morrissey	Takasugi
Bowen	Honda	Morrow	Thomson
Bowler	House	Murray	Torlakson
Brewer	Kaloogian	Napolitano	Villaraigosa
Brown	Keeley	Olberg	Vincent
Campbell	Knox	Oller	Washington
Cardenas	Kuehl	Ortiz	Wayne
Cardoza	Kuykendall	Pacheco	Wildman
Davis	Leach	Papan	Wright
Ducheny	Lempert	Poochigian	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 154 (Thompson)—An act to add Chapter 2.98 (commencing with Section 7286.59) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Assembly Member Thomson.

Bill passed by the following vote:

AYES—49

Aguiar	Frusetta	Martinez	Sweeney
Alquist	Gallegos	Mazzoni	Thomson
Aroner	Goldsmith	Migden	Torlakson
Baca	Granlund	Morrissey	Villaraigosa
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Pacheco	Wildman
Davis	Knox	Papan	Wright
Escutia	Kuehl	Perata	Mr. Speaker
Figueroa	Kuykendall	Scott	
Firestone	Lempert	Shelley	
Floyd	Machado	Strom-Martin	

NOES—21

Ackerman	Bowler	McClintock	Richter
Alby	Brewer	Miller	Takasugi
Ashburn	Campbell	Morrow	Woods
Baldwin	Kaloogian	Olberg	
Baugh	Leach	Oller	
Bordonaro	Leonard	Prenter	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 154: Assembly Members Frusetta and Havice, from "No" to "Aye".

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Human Services

Date of Hearing: June 30, 1997

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 1380

With the recommendation: That Senate amendments be concurred in.

ARONER, Chairwoman

Above bill ordered to the unfinished business file.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Ashburn was granted unanimous consent to take up Assembly Bill No. 1380, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1380 (Ashburn)—An act to amend Sections 12302.3 and 22003 of the Welfare and Institutions Code, relating to human services, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

Ackerman	Escutia	Machado	Richter
Aguiar	Figueroa	Margett	Runner
Alby	Firestone	Martinez	Scott
Alquist	Frusetta	Mazzoni	Shelley
Aroner	Gallegos	Migden	Strom-Martin
Ashburn	Goldsmith	Miller	Sweeney
Baca	Granlund	Morrissey	Takasugi
Baldwin	Havice	Morrow	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bordonaro	Honda	Napolitano	Villaraigosa
Bowen	House	Olberg	Vincent
Bowler	Kaloogian	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Davis	Lempert	Prenter	
Ducheny	Leonard	Pringle	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Ackerman	Escutia	Machado	Richter
Aguiar	Figueroa	Margett	Runner
Alby	Firestone	Martinez	Scott
Alquist	Frusetta	Mazzoni	Shelley
Aroner	Gallegos	Migden	Strom-Martin
Ashburn	Goldsmith	Miller	Sweeney
Baca	Granlund	Morrissey	Takasugi
Baldwin	Havice	Morrow	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bordonaro	Honda	Napolitano	Villaraigosa
Bowen	House	Olberg	Vincent
Bowler	Kaloogian	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Davis	Lempert	Prenter	
Ducheny	Leonard	Pringle	

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 18 (Rosenthal)—An act to amend Section 1523 of the Code of Civil Procedure, and to amend Section 12936 of the Insurance Code, relating to insurance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Figueroa.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

Ackerman	Escutia	Machado	Pringle
Aguiar	Figueroa	Margett	Richter
Alby	Firestone	Martinez	Runner
Alquist	Frusetta	Mazzoni	Scott
Aroner	Gallegos	McClintock	Shelley
Ashburn	Goldsmith	Migden	Strom-Martin
Baca	Granlund	Miller	Sweeney
Baldwin	Havice	Morrissey	Takasugi
Baugh	Hertzberg	Morrow	Thomson
Bordonaro	Honda	Murray	Torlakson
Bowen	House	Napolitano	Villaraigosa
Bowler	Kaloogian	Olberg	Vincent
Brewer	Keeley	Oller	Washington
Brown	Knox	Ortiz	Wayne
Campbell	Kuehl	Pacheco	Wildman
Cardenas	Kuykendall	Papan	Woods
Cardoza	Leach	Perata	Wright
Davis	Lempert	Poochigian	Mr. Speaker
Ducheny	Leonard	Prenter	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—75

Ackerman	Escutia	Machado	Pringle
Aguiar	Figueroa	Margett	Richter
Alby	Firestone	Martinez	Runner
Alquist	Frusetta	Mazzoni	Scott
Aroner	Gallegos	McClintock	Shelley
Ashburn	Goldsmith	Migden	Strom-Martin
Baca	Granlund	Miller	Sweeney
Baldwin	Havice	Morrissey	Takasugi
Baugh	Hertzberg	Morrow	Thomson
Bordonaro	Honda	Murray	Torlakson
Bowen	House	Napolitano	Villaraigosa
Bowler	Kaloogian	Olberg	Vincent
Brewer	Keeley	Oller	Washington
Brown	Knox	Ortiz	Wayne
Campbell	Kuehl	Pacheco	Wildman
Cardenas	Kuykendall	Papan	Woods
Cardoza	Leach	Perata	Wright
Davis	Lempert	Poochigian	Mr. Speaker
Ducheny	Leonard	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1024 (Schiff)—An act to amend Sections 21551 and 21635 of, and to repeal Section 21550 of, the Government Code, relating to public employees.

Bill read third time, and presented by Assembly Member Knox.

Bill passed by the following vote:

AYES—49

Alquist	Goldsmith	Morrissey	Thomson
Aroner	Granlund	Murray	Torlakson
Baca	Havice	Napolitano	Villaraigosa
Brown	Hertzberg	Ortiz	Vincent
Cardenas	Honda	Pacheco	Washington
Cardoza	Keeley	Papan	Wayne
Davis	Knox	Perata	Wildman
Ducheny	Kuehl	Prenter	Woods
Escutia	Lempert	Richter	Wright
Figueroa	Machado	Scott	Mr. Speaker
Floyd	Martinez	Shelley	
Frusetta	Mazzoni	Strom-Martin	
Gallegos	Migden	Sweeney	

NOES—17

Ackerman	Brewer	Margett	Oller
Ashburn	Campbell	McClintock	Runner
Baldwin	Kaloogian	Miller	
Baugh	Leach	Morrow	
Bordonaro	Leonard	Olberg	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1025 (Schiff)—An act to amend Sections 21362, 21363, 21369, and 21370 of, and to add Section 21389 to, the Government Code, relating to public employees.

Bill read third time, and presented by Assembly Member Knox.

Bill passed by the following vote:

AYES—60

Aguiar	Figueroa	Lempert	Richter
Alby	Firestone	Machado	Scott
Alquist	Frusetta	Martinez	Shelley
Aroner	Gallegos	Mazzoni	Strom-Martin
Ashburn	Goldsmith	Migden	Sweeney
Baca	Granlund	Morrissey	Takasugi
Bowen	Havice	Murray	Thomson
Bowler	Hertzberg	Napolitano	Torlakson
Brown	Honda	Ortiz	Villaraigosa
Campbell	House	Pacheco	Vincent
Cardenas	Keeley	Papan	Washington
Cardoza	Knox	Perata	Wayne
Davis	Kuehl	Poochigian	Wildman
Ducheny	Kuykendall	Prenter	Wright
Escutia	Leach	Pringle	Mr. Speaker

NOES—11

Ackerman	Brewer	McClintock	Oller
Baugh	Kaloogian	Miller	Runner
Bordonaro	Leonard	Morrow	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1192 (Schiff)—An act to amend Sections 20903.5 and 31641.05 of the Government Code, relating to public employees, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Scott.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—68

Ackerman	Escutia	Lempert	Prenter
Aguiar	Figueroa	Machado	Runner
Alby	Firestone	Margett	Scott
Alquist	Floyd	Martinez	Shelley
Aroner	Frusetta	Mazzoni	Strom-Martin
Ashburn	Gallegos	Migden	Sweeney
Baca	Goldsmith	Miller	Takasugi
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Villaraigosa
Brewer	Honda	Napolitano	Vincent
Brown	House	Olberg	Washington
Campbell	Keeley	Ortiz	Wayne
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Woods
Davis	Kuykendall	Perata	Wright
Ducheny	Leach	Poochigian	Mr. Speaker

NOES—6

Baldwin	Kaloogian	McClintock
Baugh	Leonard	Oller

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—68

Ackerman	Escutia	Lempert	Prenter
Aguiar	Figueroa	Machado	Runner
Alby	Firestone	Margett	Scott
Alquist	Floyd	Martinez	Shelley
Aroner	Frusetta	Mazzoni	Strom-Martin
Ashburn	Gallegos	Migden	Sweeney
Baca	Goldsmith	Miller	Takasugi
Bordonaro	Granlund	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Villaraigosa
Brewer	Honda	Napolitano	Vincent
Brown	House	Olberg	Washington
Campbell	Keeley	Ortiz	Wayne
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Woods
Davis	Kuykendall	Perata	Wright
Ducheny	Leach	Poochigian	Mr. Speaker

NOES—6

Baldwin	Kaloogian	McClintock
Baugh	Leonard	Oller

Bill ordered transmitted to the Senate.

SENATE BILL NO. 653 (Calderon)—An act to add Article 16 (commencing with Section 11475.10) to Chapter 4.5 of Part 1 of Division 3 of Title 2 of the Government Code, and to amend Section 123.6 of the Labor Code, relating to administrative law.

Bill read third time.

Motion to Amend

Assembly Member Escutia moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Resolution

ASSEMBLY CONCURRENT RESOLUTION NO. 32 (Cardoza)—Relative to arthropods.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

Consent Calendar—Senate Bills

SENATE BILL NO. 362 (Maddy)—An act to amend Section 121361 of the Health and Safety Code, relating to communicable diseases.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 338 (Karnette)—An act to amend Sections 1812.54 and 1812.623 of the Civil Code, relating to 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.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, by the following vote:

AYES—76

Ackerman	Escutia	Leonard	Prenter
Aguiar	Figueroa	Machado	Pringle
Alby	Firestone	Margett	Richter
Alquist	Floyd	Martinez	Runner
Aroner	Frusetta	Mazzoni	Scott
Ashburn	Gallegos	McClintock	Shelley
Baca	Goldsmith	Migden	Strom-Martin
Baldwin	Granlund	Miller	Sweeney
Baugh	Havice	Morrissey	Takasugi
Bordonaro	Hertzberg	Morrow	Thomson
Bowen	Honda	Murray	Torlakson
Bowler	House	Napolitano	Villaraigosa
Brewer	Kaloogian	Olberg	Vincent
Brown	Keeley	Oller	Washington
Campbell	Knox	Ortiz	Wayne
Cardenas	Kuehl	Pacheco	Wildman
Cardoza	Kuykendall	Papan	Woods
Davis	Leach	Perata	Wright
Ducheny	Lempert	Poochigian	Mr. Speaker

NOES—None

MESSAGES FROM THE SENATE

Senate Chamber, June 30, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 109
Senate Bill No. 538
Senate Bill No. 919
Senate Concurrent Resolution No. 22

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 30, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 213
Assembly Bill No. 1004

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, June 30, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Joint Resolution No. 29

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered to unfinished business file.

Senate Chamber, June 30, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 1

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, June 30, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 286
Assembly Bill No. 729
Assembly Bill No. 1365

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON RESOLUTION TO SUSPEND RULES AS THEY RELATE TO ASSEMBLY BILL NO. 1418

At 12:26 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 Resolution to suspend rules as they relate to Assembly Bill No. 1418 was adopted by the following vote:

AYES—74

Ackerman	Escutia	Machado	Richter
Aguiar	Figueroa	Margett	Runner
Alby	Firestone	Martinez	Scott
Alquist	Frusetta	Mazzoni	Shelley
Aroner	Gallegos	Migden	Strom-Martin
Ashburn	Goldsmith	Miller	Sweeney
Baca	Granlund	Morrissey	Takasugi
Baldwin	Havice	Morrow	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bordonaro	Honda	Napolitano	Villaraigosa
Bowen	House	Olberg	Vincent
Bowler	Kaloogian	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Davis	Lempert	Prenter	
Ducheny	Leonard	Pringle	

NOES—None

MOTION TO ADJOURN

At 12:29 p.m., Assembly Member Napolitano moved that the Assembly do now adjourn.

Assembly Member Aguiar seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Member Kuykendall arose to speak on the condition of the file.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Senate Bill No. 919 and Urgency: Baugh, Ducheny, Leach, Martinez, and Miller—Aye.

Assembly Bill No. 1521, Concurrence: Baugh, Leach, Martinez, and Miller—No.

Assembly Bill No. 157, Concurrence: Bordonaro, Bowen, Machado, Martinez, and Miller—Aye; Leach—No.

Assembly Bill No. 1160, Concurrence: Baugh, Leach, Martinez, and Miller—Aye.

Assembly Bill No. 1165, Concurrence: Baugh, Leach, Martinez, and Miller—Aye.

Senate Bill No. 928: Baugh, Leach, Martinez, and Miller—Aye.

Senate Bill No. 215: Leach, Martinez, and Miller—Aye.

Senate Bill No. 1146: Leach, Martinez, and Miller—Aye.

Senate Bill No. 154: Bowen and Martinez—Aye; Miller and Olberg—No.

Assembly Bill No. 1380, Urgency and Concurrence: Martinez—Aye.

Senate Bill No. 18 and Urgency: Martinez—Aye.

Senate Bill No. 1024: Frusetta, Martinez, and Prenter—Aye; Ashburn—No.

Senate Bill No. 1025: Aguiar, Martinez, and Poochigian—Aye.

Senate Bill No. 1192 and Urgency: Bowen and Martinez—Aye.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Napolitano that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:30 p.m., Speaker pro Tempore Kuehl 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. 24—Baca. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 4 of Article I thereof, relating to the free exercise of religion.

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 36—Brown and Bordonaro. Relative to the California wine industry.

AUTHOR'S AMENDMENTS
Committee on Public Safety

June 30, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 1468

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

ASSEMBLY BILL NO. 1468—An act to amend Sections 12027 and 13523 of the Penal Code, relating to peace officers, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 30, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 1218

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

ASSEMBLY BILL NO. 1218—An act to amend Section 18645 of the Revenue and Taxation Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 30, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 965

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

SENATE BILL NO. 965—An act to add Section 7089 to the Government Code, and to amend Sections 17053.74 and 23622.7 of, to repeal Sections 17053.73, 17053.8, 17267, 23622, and 23622.5 of, and to repeal and amend Section 17053.75 of, the Revenue and Taxation Code, relating to economic development, 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 Education

June 30, 1997

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 669

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 669—An act to add Sections 48645.8 and 51220.6 to the Education Code, and to add Sections 885.5, 896.5, 1124.5, and 1857.5 to the Welfare and Institutions Code, relating to parenting education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Higher Education

June 30, 1997

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Senate Bill No. 316

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LEMPERT, Chairman

SENATE BILL NO. 316—An act to add Chapter 7 (commencing with Section 99300) to Part 65 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

June 30, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 402

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 402—An act to add Part 4.5 (commencing with Section 124960) to Division 106 of the Health and Safety Code, relating to health.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Insurance

June 30, 1997

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 695

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 695—An act to amend Section 1872.8 of, to add Sections 1875.18 and 1875.24 to, and to repeal Article 6 (commencing with Section 1876) of Chapter 12 of Part 2 of Division 1 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 Consumer Protection, Governmental Efficiency and Economic Development

June 30, 1997

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 816

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

SENATE BILL NO. 816—An act to add and repeal Section 17530.7 of the Business and Professions Code, relating to funeral 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 Budget

June 30, 1997

Mr. Speaker: The Chair of your Committee on Budget reports:

Senate Bill No. 292

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DUCHENY, Chairwoman

SENATE BILL NO. 292—An act making an appropriation for the payment of claims against the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Local Government

June 30, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 959

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 959—An act to amend Section 20128.5 of the Public Contract Code, relating to public construction contracts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

June 30, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 614

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 614—An act to add Section 2762.1 to the Fish and Game Code, relating to fish, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 30, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 1106

Senate Bill No. 1234

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

SENATE BILL NO. 1106—An act to amend Section 30 of the Business and Professions Code, to amend Section 1666.5 of the Insurance Code, to amend Sections 17052.15, 17053.45, 17053.46, 17053.49, 17062, 17220, 17276.2, 17502, 17570, 17935, 18402, 18604, 18606, 18621.5, 18633, 18633.5, 18637, 18638, 18645, 18662, 18670, 19009, 19011, 19021, 19023, 19024, 19058, 19132.5, 19141.5, 19141.6, 19147, 19164, 19192, 19254, 19263, 19280, 19282, 19301, 19340, 19392, 19411, 19542, 19563, 19701, 19705, 19706, 19719, 23037, 23038, 23040.1, 23095, 23098, 23151, 23151.1, 23151.2, 23153, 23183.1, 23183.2, 23186, 23221, 23303, 23305.2, 23332, 23332.5, 23334, 23455, 23501, 23610.5, 23612.6, 23623.5, 23625, 23645, 23646, 23649, 23731, 23802, 23809, 23811, 24346, 24356.4, 24356.8, 24357, 24358, 24359, 24402, 24407, 24408, 24409, 24411, 24416, 24416.2, 24602, 24677, 24678, 24710, 24901, 24912, 24916, 24917, 24918, 24942, 25105, 25110, 25111, 25112, and 25128 of, to amend and renumber Section 19532 of, to amend and renumber the heading of Article 6 (commencing with Section 19280) of Chapter 5 of Part 10.2 of Division 2 of, to add Sections 17936, 23114, and 24954 to, and to repeal Sections 23184, 23184.5, 23185, 23185a, 23185b, 23186.1, 23186.2, 23186.5, and 24903 of, the Revenue and Taxation Code, to amend Section 1088.5 of the Unemployment Insurance Code, and to amend Section 56 of Chapter 952 of the Statutes of 1996, relating to taxation, and making an appropriation therefor, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1234—An act to amend Sections 17009, 17039, 17941, 18633.5, 23036, and 23038 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Banking and Finance

June 30, 1997

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 633

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PAPAN, Chairman

SENATE BILL NO. 633—An act to repeal Part 4 (commencing with Section 330.24) of Division 1 of the Civil Code, to amend Sections 7312 and 25100 of, and to add Part 7 (commencing with Section 14300), Part 8 (commencing with Section 14350), Part 9 (commencing with Section 14400), Part 10 (commencing with Section 14450), Part 11 9commencing with Section 14500), and Part 12 (commencing with Section 14550) to Division 3 of Title 1 of, the Corporations Code, to amend Section 25988 of the Health and Safety Code, and to amend Sections 597d, 597z, 11105, 11165.16, 12031, and 12583 of the Penal Code, relating to corporations.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Education

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 540

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 789

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

MURRAY, Chairman

Above bill ordered to second reading.

Date of Hearing: June 16, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 416

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MURRAY, Chairman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: June 30, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 57

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

PERATA, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: June 30, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 32

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.

PERATA, Chairman

Above resolution ordered on file.

Date of Hearing: June 30, 1997

Mr. Speaker: Your Committee on Rules reports:

Senate Joint Resolution No. 5

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

PERATA, Chairman

Above resolution ordered on file.

Date of Hearing: June 30, 1997

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 23
Senate Concurrent Resolution No. 40

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

PERATA, Chairman

Above resolutions re-referred to the Committee on Appropriations.

Committee on Governmental Organization

Date of Hearing: June 30, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 785

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

BROWN, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 30, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 574
Senate Bill No. 846

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BROWN, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 30, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 486

With the recommendation: Do pass, and be re-referred to the Committee on Labor and Employment with recommendation: To Consent Calendar.

BROWN, Chairwoman

Above bill re-referred to the Committee on Labor and Employment.

Date of Hearing: June 30, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 220
Senate Bill No. 448
Senate Bill No. 584

With the recommendation: Do pass.

BROWN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: June 30, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 127

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.

BROWN, Chairwoman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

June 30, 1997

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 430

VINCENT, Chairman

Above bill ordered filed with the Chief Clerk.

Committee on Public Safety

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 526

With amendments with the recommendation: Amend, and do pass, as amended.

HERTZBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 443

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bill ordered to second reading.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Select Committee on Defense Conversion, on Tuesday, August 26, 1997, at 8 a.m., in Room 444.

MESSAGES FROM THE SENATE

Senate Chamber, June 30, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senator Peace vice Senator Johnston as a Committee on Conference concerning:

Senate Bill No. 293
Assembly Bill No. 1501
Assembly Bill No. 1006.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 30, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1380

And reports the same correctly enrolled, and presented to the Governor at 5:30 p.m., June 30, 1997,

E. DOTSON WILSON, Chief Clerk

INTRODUCTION OF GUESTS

Speaker Bustamante introduced his parents Cruz and Dominga Bustamante, Jr., who celebrated their 45th wedding anniversary, and his nieces Heather and Kendra Bustamante, and his nephew Andrew Bustamante, of Fresno.

Assembly Member Pringle, of the 68th Assembly District, introduced his daughter Katie Pringle.

Assembly Member Figueroa, of the 20th Assembly District, introduced her daughter Analisa Bloom and her daughter's fiancé Bob Luippold.

Assembly Member Ackerman, of the 72nd Assembly District, introduced his wife Linda Ackerman and friends Bill and Sue Winn, of Huntington Beach.

Assembly Member Wayne, of the 78th Assembly District, introduced Barbara Ryan, of San Diego.

Assembly Member House, of the 25th Assembly District, introduced the following guests, Sandrine Richardeau and Arnaud Jarnouen De Villartay, of France, and their hosts Marty Ritzema, Lori Ritzema, and Marika Blom, of Stanislaus County.

ADJOURNMENT

At 11:15 p.m., pursuant to the motion by Assembly Member Napolitano the Assembly adjourned until 7 a.m., Tuesday, July 1, 1997, out of respect to the memory of Lida Rossetta, on motion of Assembly Member Alquist; out of respect to the memory of Gerald John "Jerry" Theisen, on motion of Assembly Member Woods; out of respect to the memory of Joe Rodota, on motion of Assembly Member Strom-Martin; out of respect to the memory of Steven Nelson, on motion of Assembly Member Lempert; out of respect to the memory of Mary Hafner, on motion of Assembly Member Napolitano; out of respect to the memory of Dr. Dominick Edward Gentile, on motion of Assembly Member Brewer; out of respect to the memory of Luz Maria Lemus Seaton-Msemaji, on motion of Assembly Members Wright and Ducheny; and in honor of the birth of Casey Lynn Tellinghuisen, on motion of Assembly Member Kuykendall.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 30, 1997

The following measures were amended in the Assembly on this day:

AB	RN
1218	9717172
1418	9716986
1468	9713470

SB	RN
6	9716015
78	9716719
79	9717089
225	9716847
292	9717029
316	9716902
328	9716507
402	9716622
451	9717088
509	9716532
531	9716812
614	9717174
633	9717057
653	9717123
669	9717055
695	9716431
779	9716691
791	9716823
816	9716745
919	9716912
919	9717097
936	9717075
956	9716916
959	9716724
965	9716582
1031	9716815
1082	9716756
1101	9716978
1106	9716665
1234	9716703
1284	9717098

Daily Total: 33
Cumulative Total: 2394

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, July 1, 1997

NINETY-EIGHTH SESSION DAY

TWO HUNDRED TWELFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, July 1, 1997

The Assembly met at 7 a.m.
Hon. Antonio R. Villaraigosa, Majority Floor Leader, 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—80:

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

Quorum present.

At 2:22 p.m., Hon. Louis J. Papan, 19th 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 communications were presented by the Speaker, and ordered printed in the Journal:

July 1, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Jim Battin to the Assembly Water, Parks and Wildlife Committee to replace Assemblymember Bruce Thompson for today, July 1, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 1, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Rod Wright to the Assembly Insurance Committee for today, July 1, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

MESSAGES FROM THE SENATE

Senate Chamber, July 1, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Peace vice Senator Johnston to the Committee on Conference concerning:

Senate Bill No. 285.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 37—Cardoza (Principal coauthor: Leonard). Relative to the American flag.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, July 1, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(2), 61(a)(5), and 61(a)(7) as it relates to Assembly Bill No. 1468.

ROBERT M. HERTZBERG

Above request ordered transmitted to the Committee on Rules.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 1, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1218
Assembly Bill No. 1418
Assembly Bill No. 1468

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

July 1, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 545

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 545—An act to amend Sections 668 and 668.1 of, to add Section 658.6 to, and to repeal and add Section 658.5 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.

AUTHOR'S AMENDMENTS
Committee on Local Government

July 1, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 1615

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

ASSEMBLY BILL NO. 1615—An act to amend Sections 66452.6 and 66463.5 of the Government Code, relating to land use, 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 Banking and Finance

July 1, 1997

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 1291

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PAPAN, Chairman

SENATE BILL NO. 1291—An act to amend Sections 1799.90, 1799.91, 2985.7, and 2986.13 of, and to repeal and add Sections 2985.71 and 2985.8 of, the Civil Code, relating to motor vehicle leases.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 1, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 1061

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 1061—An act to repeal and add Section 1599.61 of the Health and Safety Code, relating to long-term health care facilities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Banking and Finance

July 1, 1997

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 1200

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PAPAN, Chairman

SENATE BILL NO. 1200—An act to amend Section 1107 of the Corporations Code, relating to corporations.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

July 1, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 567

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 567—An act to amend Section 130051 of, and to add Chapter 6 (commencing with Section 130600) to Division 12 of, the Public Utilities Code, relating to transportation, 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

July 1, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 1325

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 1325—An act to amend Section 2982 of the Civil Code, and to amend Sections 14602.6 and 22850.5 of the Vehicle Code, relating to vehicles.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

July 1, 1997

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 481

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 481—An act to amend Section 19564 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 Local Government

July 1, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 255

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 255—An act to amend Section 15301 of the Government Code, relating to armories.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Labor and Employment

July 1, 1997

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Senate Bill No. 394
Senate Bill No. 655

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FLOYD, Chairman

SENATE BILL NO. 394—An act to add Section 33117.7 to the Education Code, and to amend Section 15037.1 of the Unemployment Insurance Code, relating to school-to-career opportunities.

Bill read 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. 655—An act to add Chapter 6 (commencing with Section 11010) to Part 1 of Division 3 of the Unemployment Insurance Code, relating to employment, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

July 1, 1997

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 815

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 815—An act to amend Section 66801 of the Government Code, relating to the Tahoe Regional Planning Compact.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

July 1, 1997

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 230

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 230—An act to amend Section 41712 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 Judiciary

July 1, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 214

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 214—An act to amend Section 1804.1 of, and to add Article 1.7 (commencing with Section 2946.1) to Chapter 2 of Title 14 of Part 4 of Division 3 of, the Civil Code, relating to contracts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

July 1, 1997

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 252

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MARTINEZ, Chairwoman

SENATE BILL NO. 252—An act 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 Public Safety

July 1, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 1092

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

SENATE BILL NO. 1092—An act to add Section 13929 to the Government Code, relating to victims of 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 Consumer Protection, Governmental Efficiency, and Economic Development

July 1, 1997

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency, and Economic Development reports:

Senate Bill No. 1184
Senate Bill No. 1348

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

SENATE BILL NO. 1184—An act to amend Sections 63000, 63010, 63021, 63025.1, 63026, 63055, and 63071 of, to amend and renumber Sections 63042 and 63048 of, to amend and renumber the headings of Article 4 (commencing with Section 63042) and Article 6 (commencing with Section 63048) of Chapter 2 of Division 1 of Title 6.7 of, to add Sections 63027, 63028, 63037, 63084, 63085, 63086, and 63087 to, to repeal Section 63001 of, to repeal Article 3 (commencing with Section 63040) of Chapter 2 of Division 1 of Title 6.7 of, to repeal the heading of Article 1 (commencing with Section 63050) of Chapter 3 of Division 1 of Title 6.7 of, to repeal Part 10.2 (commencing with Section 15710) of Division 3 of Title 2 of, and to repeal and add Article 5 (commencing with Section 63043) of Chapter 2 of Division 1 of Title 6.7 of, the Government Code, relating to state infrastructure.

Bill read 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. 1348—An act to amend Sections 5053, 5055, 5056, 5060, 5070.6, 5071, 5072, 5073, 5081.1, 5084, 5153, 11302, 11315, 11410, and 17550.47 of, to add Sections 5058.1, 11316, 11317, 11318, and 11409 to, and to repeal Sections 5059, 5074, 5075, and 5076 of, the Business and Professions Code, relating to professions.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Rules

July 1, 1997

Mr. Speaker: The Chair of your Committee on Rules reports:

House Resolution No. 35

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PERATA, Chairman

HOUSE RESOLUTION NO. 35—Relative to Assembly Rule 40.

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 Elections, Reapportionment and Constitutional Amendments

July 1, 1997

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 363

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VINCENT, Chairman

SENATE BILL NO. 363—An act to amend Sections 81007.5, 82015, and 82025 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 Education

July 1, 1997

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 300

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 300—An act to repeal and add Chapter 6.1 (commencing with Section 52050) of Part 28 of the Education Code, relating to 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.

AUTHOR'S AMENDMENTS

Committee on Higher Education

July 1, 1997

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Senate Bill No. 624

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LEMPERT, Chairman

SENATE BILL NO. 624—An act 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.

REPORTS OF STANDING COMMITTEES

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 30, 1997

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 671

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

VINCENT, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 30, 1997

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 269
Senate Bill No. 949

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

VINCENT, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Natural Resources

Date of Hearing: June 30, 1997

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1215

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

BOWEN, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 30, 1997

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 72
Senate Bill No. 573

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BOWEN, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Committee on Education

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1163

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 853

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Public Safety.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 189
Senate Bill No. 780

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

DAVIS, Chairwoman

Above bills ordered to second reading.

Committee on Labor and Employment

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Labor and Employment reports:

Assembly Bill No. 1363

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

FLOYD, Chairman

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 78 and **531,** ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 10—An act to amend Sections 2550, 2561, 2562, 2563, 2566, and 14054 of, to amend and repeal Section 2551 of, and to add Section 2567 to, the Education Code, relating to school finance, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 514—An act to amend Section 51226.3 of the Education Code, relating to educational curriculum.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 458—An act to add Section 11019.7 to the Government Code, relating to state agencies.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 540—An act relating to the San Joaquin County Office of Education, and making an appropriation therefor, 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 Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 789—An act to amend Section 409 of the Streets and Highways Code, relating to highways.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 416—An act to add Section 124.1 to the Streets and Highways Code, relating to highways.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 220—An act to amend Section 19556 of the Business and Professions Code, relating to horseracing.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 448—An act to add Section 6254.16 to the Government Code, relating to public records.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 584—An act to amend Section 1011 of the Military and Veterans Code, relating to veterans.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 127—An act to amend Section 19533.5 of the Business and Professions Code, relating to horseracing.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 526—An act to amend Section 1054.2 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.

SENATE BILL NO. 443—An act to amend Section 1524 of, and to add Section 637.7 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 re-referred to the Committee on Appropriations.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 1, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 32

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Housing and Community Development, on Wednesday, July 9, 1997, at 9 a.m., in Room 126.

ADJOURNMENT

At 11:50 p.m., the Assembly adjourned until 7 a.m., Wednesday, July 2, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 1, 1997

The following measures were amended in the Assembly on this day:

AB	RN
1615	9717271

HR	RN
35	9717213

SB	RN
10	9716929
214	9717073
230	9716961
252	9717244
255	9716891
300	9717237
363	9716829
394	9716995
416	9716834
443	9716957
458	9716997
481	9716936
514	9716928
526	9717169
540	9717095
545	9716990
567	9717239
624	9717110
655	9717009 (Set 1)
655	* (Set 2)
789	9716781
815	9716403
1061	9717058
1092	9717018
1184	9716836
1200	9717144
1291	9716914
1325	9717023
1348	9716987

Daily Total: 30
Cumulative Total: 2424

(NOTE: * Refers to amendments received in non-Legislative Counsel form.)

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, July 2, 1997

NINETY-NINTH SESSION DAY

TWO HUNDRED THIRTEENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, July 2, 1997

The Assembly met at 7 a.m.
Hon. Howard Wayne, Assembly Member, 78th 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	Ducheny	Machado	Richter
Aguiar	Escutia	Margett	Runner
Alby	Figueroa	Martinez	Scott
Alquist	Floyd	Mazzoni	Shelley
Aroner	Frusetta	McClintock	Strom-Martin
Ashburn	Gallegos	Migden	Sweeney
Baca	Goldsmith	Miller	Takasugi
Baldwin	Granlund	Morrissey	Thompson
Battin	Havice	Morrow	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bordonaro	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	
Davis	Leonard	Pringle	

Quorum present.

At 1:50 p.m., Hon. Larry Bowler, 10th 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 Bowen.

To attend a funeral: Assembly Member Firestone.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

June 30, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: On Tuesday, July 1st I will be traveling from my capitol office to my district office to meet with constituents. I will be returning back to my capitol office the morning of Thursday, July 3rd in time for session.

Please feel free to contact 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:

July 2, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Mike Honda to the Assembly Judiciary Committee to replace Assemblymember Dick Floyd for today, July 2, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

The following letter of transmittal was presented by the Speaker, and ordered printed in the Journal:

California State Auditor

96116
July 2, 1997

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 costs related to the fees the Department of Motor Vehicles (department) charges for vehicle registration information. This report concludes that in fiscal year 1989–90, the department overstated its costs for providing registration and

licensing information and has used these costs to establish inequitable fees. Further, because it has not reassessed its costs or revised its fee schedule during the last seven years, the department cannot ensure that its current fees are fair or that they cover the department's costs to deliver information. The report also identifies a few instances when the department did not comply with the law when providing registration and licensing information.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Transportation.

CONFERENCE COMMITTEE ON WELFARE REFORM REPORT RECEIVED

Assembly Chamber, July 2, 1997

Mr. Speaker: The Conference Committee on Welfare Reform has met concerning:

Assembly Bill No. 1006 as amended in the Senate on April 3, 1997, and agreed to recommend that the amendments of the Senate be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

Mike Thompson	Dion Aroner
Dede Alpert	Roderick Wright
Cathie Wright	Valerie Brown
Barbara Lee	Carole Migden
Diane Watson	Antonio R. Villaraigosa
Steve Peace	Denise Moreno Ducheny
Hilda L. Solis	
Senate Committee on Conference	Assembly Committee on Conference

The undersigned Members dissenting to the report:

	Bill Campbell
	Roy Ashburn
	Tom J. Bordonaro, Jr.
Senate Committee on Conference	Assembly Committee on Conference

Assembly Chamber, July 2, 1997

Mr. Speaker: The Conference Committee on Welfare Reform has met concerning:

Assembly Bill No. 1501 as amended in the Senate on April 3, 1997, and agreed to recommend that the amendments of the Senate be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

Mike Thompson	Dion Aroner
Barbara Lee	Valerie Brown
Dede Alpert	Roderick Wright
Cathie Wright	Antonio R. Villaraigosa
Diane Watson	Carole Migden
Steve Peace	Denise Moreno Ducheny
Hilda L. Solis	
Senate Committee on Conference	Assembly Committee on Conference

The undersigned Members dissenting to the report:

Bill Campbell
Tom J. Bordonaro, Jr.
Roy Ashburn

Senate Committee on Conference — Assembly Committee on Conference

Assembly Chamber, July 2, 1997

Mr. Speaker: The Conference Committee on Welfare Reform has met concerning:

Senate Bill No. 293 as amended in the Assembly on April 21, 1997, and agreed to recommend that the amendments of the Assembly be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

Cathie Wright
Dede Alpert
Barbara Lee
Hilda L. Solis
Steve Peace
Diane Watson
Mike Thompson

Roderick Wright
Valerie Brown
Carole Migden
Antonio R. Villaraigosa
Dion Aroner
Denise Moreno Ducheny

Senate Committee on Conference — Assembly Committee on Conference

The undersigned Members dissenting to the report:

Tom J. Bordonaro, Jr.
Roy Ashburn
Bill Campbell

Senate Committee on Conference — Assembly Committee on Conference

Assembly Chamber, July 2, 1997

Mr. Speaker: The Conference Committee on Welfare Reform has met concerning:

Senate Bill No. 285 as amended in the Assembly on June 2, 1997, and agreed to recommend that the amendments of the Assembly be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

Mike Thompson
Dede Alpert
Cathie Wright
Barbara Lee
Diane Watson
Steve Peace
Hilda L. Solis

Dion Aroner
Roderick Wright
Valerie Brown
Antonio R. Villaraigosa
Carole Migden
Denise Moreno Ducheny

Senate Committee on Conference — Assembly Committee on Conference

The undersigned Members dissenting to the report:

Bill Campbell
Roy Ashburn
Tom J. Bordonaro, Jr.

Senate Committee on Conference — Assembly Committee on Conference

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 2, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1615

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, July 2, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

House Resolution No. 35

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, July 2, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 157
Assembly Bill No. 729
Assembly Bill No. 1165
Assembly Bill No. 1365

And reports the same correctly enrolled, and presented to the Governor at 11 a.m., July 2, 1997.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS

Committee on Public Employees, Retirement and Social Security

July 2, 1997

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 1020

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 1020—An act to amend Sections 1157 and 31452.5 of, and to add Article 8.8 (commencing with Section 31696.1) to Chapter 3 of Part 3 of Division 4 of Title 3 of, the Government Code, relating to county employees.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Consumer Protection, Governmental Efficiency, and Economic Development

July 2, 1997

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency, and Economic Development reports:

Assembly Bill No. 969

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

ASSEMBLY BILL NO. 969—An act to amend Section 130 of, and to repeal and add Chapter 7 (commencing with Section 6700) of Division 3 of, the Business and Professions Code, relating to professional engineers.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

July 2, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 418
Senate Bill No. 1089

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

SENATE BILL NO. 418—An act to amend Section 6256 of the Penal Code, relating to correctional facilities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1089—An act to add Chapter 9.45 (commencing with Section 6248) to Title 7 of Part 3 of the Penal Code, and to amend Section 3051 of, and to add Section 3051.5 to, the Welfare and Institutions Code, relating to prisoners, 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

July 2, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 192

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 192—An act to add Section 9561.5 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

July 2, 1997

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 608

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 608—An act to amend Section 972.1 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 Insurance

July 2, 1997

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 1042
Senate Bill No. 1063

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 1042—An act to amend Section 1030, 1032, and 1256 of the Unemployment Insurance Code, relating to unemployment 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.

SENATE BILL NO. 1063—An act to amend Sections 4062.9, 4600.5, and 5401.7 of, to add Section 4600.6 to, and to repeal Part 3.2 (commencing with Section 5150) of Division 4 of, the Labor Code, relating to workers' compensation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Consumer Protection, Governmental Efficiency and Economic Development

July 2, 1997

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 193
Senate Bill No. 702
Senate Bill No. 776
Senate Bill No. 825
Senate Bill No. 1270

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

SENATE BILL NO. 193—An act to amend Sections 2 and 3 of Chapter 352 of the Statutes of 1976, to amend Section 4 of Chapter 620 of the Statutes of 1989, to amend Section 2 of Chapter 625 of the Statutes of 1991, and to amend Section 1 of Chapter 317 of the Statutes of 1993, relating to state real property.

Bill read 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. 702—An act to repeal and add Article 4 (commencing with Section 15379.15) of Chapter 3.5 of Part 6.7 of Division 3 of Title 2 of the Government Code, relating to economic development.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 776—An act to add Section 14661 to the Government Code, relating to state 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.

SENATE BILL NO. 825—An act to amend Sections 7000.5, 7011, 7155.5, 7156, 7157, and 7159 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.

SENATE BILL NO. 1270—An act to add Section 8169.5 to the Government Code, relating to state property.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 2, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 1030

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 1030—An act to add Section 110663 to the Health and Safety Code, relating to agricultural commodities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 2, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 73

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 73—An act to amend Sections 3045.1 and 3045.4 of the Civil Code, to amend Sections 998 and 2101 of the Code of Civil Procedure, to amend Sections 9403 and 9407 of the Commercial Code, to amend Section 721 of the Evidence Code, to amend Sections 12583 and 68616 of the Government Code, and to add Section 679.1 to the Insurance Code, relating to civil law.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Agriculture

July 2, 1997

Mr. Speaker: The Chair of your Committee on Agriculture reports:

Senate Bill No. 494

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CARDOZA, Chairman

SENATE BILL NO. 494—An act to amend Sections 19621.1, 19622.1, 19622.3, and 19622.4 of, and to repeal and add Section 19622.5 of, the Business and Professions Code, relating to district agricultural associations.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 2, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 1080

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 1080—An act to amend Sections 15052 and 16956 of, and to repeal and add Section 16955.5 of, the Corporations Code, relating to limited liability partnerships.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

July 2, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 781

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

SENATE BILL NO. 781—An act to amend Section 6202 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 Appropriations

July 2, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 112
Senate Bill No. 568

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 112—An act to amend Sections 9250.7 and 22710 of the Vehicle Code, relating to vehicles, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 568—An act to repeal and add Chapter 6 (commencing with Section 4800) of Part 5 of Division 9 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 Human Services

July 2, 1997

Mr. Speaker: The Chair of your Committee on Human Services reports:

Senate Concurrent Resolution No. 27

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARONER, Chairwoman

SENATE CONCURRENT RESOLUTION NO. 27—Relative to residential facilities.

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 Education

July 2, 1997

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 1258

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 1258—An act to amend Sections 35560, 35565, 35575, 35707, 35709, 35710, 35710.5, 35736, and 35753, of, and to add Sections 35710.7 and 35756.1 to, the Education Code, relating to education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Education

July 2, 1997

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 6

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 6—An act to amend Sections 62000.2 and 62002.5 of, and 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; author's amendments, 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

July 2, 1997

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 219

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 219—An act to amend Sections 3695.5, 3772.5, and 3791.4 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

July 2, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 432
Senate Bill No. 1320

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 432—An act relating to air pollution, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1320—An act to amend Section 43845 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 Education

July 2, 1997

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 50
Senate Bill No. 550
Senate Bill No. 1015

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 50—An act to amend Sections 52084, 52086, 52122, 52123, 52124, and 52126 of the Education Code, relating to class size reduction.

Bill read 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. 550—An act to amend Sections 35735.1, 42282.1, and 48664 of, the Education Code, relating to education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1015—An act to amend Section 56728.9 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 Banking and Finance

July 2, 1997

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 31

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PAPAN, Chairman

SENATE BILL NO. 31—An act to amend Section 200 of, and to repeal Chapter 23 (commencing with Section 3900) of Division 1 of, the Financial Code, relating to financial institutions.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Rules

July 2, 1997

Mr. Speaker: The Chair of your Committee on Rules reports:

Assembly Concurrent Resolution No. 60

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PERATA, Chairman

ASSEMBLY CONCURRENT RESOLUTION NO. 60—Relative to the George R. Volland Memorial Bridge.

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 Consumer Protection, Governmental Efficiency and Economic Development

July 2, 1997

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 930

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

SENATE BILL NO. 930—An act to amend Sections 1747.05, 1785.11, 1785.15, 1785.16, and 1785.17 of, and to add Section 1747.82 to, the Civil Code, relating to consumer credit.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Insurance

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 495
Senate Bill No. 997

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

FIGUEROA, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 563

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

FIGUEROA, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 343
Senate Bill No. 1153
Senate Bill No. 1262

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.

FIGUEROA, Chairwoman

Above bills ordered to second reading.

Committee on Public Safety

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 438
Senate Bill No. 914
Senate Bill No. 939

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 590
Senate Bill No. 925
Senate Bill No. 1177

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.

HERTZBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 4

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bill ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 310
Senate Bill No. 699
Senate Bill No. 1003
Senate Bill No. 1082

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

MACHADO, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 849

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

MACHADO, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 499

With the recommendation: Do pass, and be re-referred to the Committee on Natural Resources.

MACHADO, Chairman

Above bill re-referred to the Committee on Natural Resources.

Committee on Governmental Organization

Date of Hearing: June 30, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 1324

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BROWN, Chairwoman

Above bill ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 109

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

TORLAKSON, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 183
Senate Bill No. 305
Senate Bill No. 578
Senate Bill No. 594
Senate Bill No. 805

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 33
Senate Bill No. 105
Senate Bill No. 162
Senate Bill No. 188
Senate Bill No. 198
Senate Bill No. 229
Senate Bill No. 430
Senate Bill No. 433
Senate Bill No. 437
Senate Bill No. 467
Senate Bill No. 504
Senate Bill No. 1041

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.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 27
Assembly Concurrent Resolution No. 64

With the recommendation: Be adopted.

MIGDEN, Chairwoman

Above resolutions ordered to third reading.

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 258

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Constitutional Amendment No. 14

With the recommendation: Be adopted.

MIGDEN, Chairwoman

Above resolution ordered to second reading.

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 34

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above resolution ordered to Consent Calendar.

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 250

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 144

With the recommendation: Do pass, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 30, 1997

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 124

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

VINCENT, Chairman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 522
Senate Bill No. 593
Senate Bill No. 984
Senate Bill No. 1344

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

GALLEGOS, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 602

With the recommendation: Do pass, and be re-referred to the Committee on Revenue and Taxation.

GALLEGOS, Chairman

Above bill re-referred to the Committee on Revenue and Taxation.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 70

With the recommendation: Do pass, and be re-referred to the Committee on Insurance.

GALLEGOS, Chairman

Above bill re-referred to the Committee on Insurance.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 921

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

GALLEGOS, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1346

With the recommendation: Do pass, and be re-referred to the Committee on Public Safety with recommendation: To Consent Calendar.

GALLEGOS, Chairman

Above bill re-referred to the Committee on Public Safety.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 407

With the recommendation: Do pass.

GALLEGOS, Chairman

Above bill ordered to second reading.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 650
Senate Bill No. 833
Senate Bill No. 1014
Senate Bill No. 1017

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that above bills be placed on the Consent Calendar.

GALLEGOS, Chairman

Above bills ordered to second reading.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1363—An act to add Section 1295.5 to the Labor Code, relating to employment.

Bill read second time; amendments proposed by the Committee on Labor and Employment read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE 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. 526 ordered to third reading.

(NOTE: Later this day Senate Bill No. 526 was re-referred to the Committee on Appropriations.)

SENATE BILL NO. 1163—An act to add Section 42247.5 to the Education Code, relating to school desegregation.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 853—An act to add and repeal Section 628.3 of, and to add and repeal Title 5.5 (commencing with Section 13760) of Part 4 of, the Penal Code, relating to firearms, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Public Safety.

SENATE BILL NO. 189—An act to amend Sections 12015.3 and 12246 of the Business and Professions Code, relating to weights and measures.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 780—An act to amend Sections 146.5, 6980.23, 6980.33, 6980.48, 6980.81, 7506.9, 7529, 7571, 7582.13, 7583.20, 7583.22, 7583.32, 7588.2, 7593.11, 7596, 7596.7, 7598.14, 7598.17, 7599.72, 9810, 9830.5, 9832, 9832.5, 9847.5, 9849, 9851, 9853, 9855.2, 9855.3, 9855.9, 9860, 9862.5, 9863, 9873, 19008, 19010, 19080, 19123.4, and 19208 of, to amend, repeal, and add Sections 6980.79, 7511, 7570, 7588, and 7599.70 of, to add Sections 7511.1 and 9814.5 to, to repeal Sections 6980.84, 7599.75, and 9854 of, to add and repeal Section 9812.5 of, and to repeal and add Sections 7558 and 7586 of, the Business and Professions Code, and to amend Sections 1791 and 1794.4 of the Civil Code, relating to consumer affairs, and making an appropriation therefor.

Bill read 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.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of Joint Rule 10.5, the following bill was ordered re-referred to the Committee on Appropriations:

Senate Bill No. 526.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 2, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 1

And reports the same correctly enrolled, and presented to the Secretary of State on the 2nd day of July, 1997, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 8:30 a.m., Thursday, July 3, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 2, 1997

The following measures were amended in the Assembly on this day:

AB	RN	
969	9716674	
1006	9717183	(Conf.)
1030	9716840	
1363	9717019	
1501	9717386	(Conf.)

ACR	RN
60	9717462

SB	RN	
6	9717432	
31	9717322	
50	9717225	
73	9716583	
112	9717084	
189	9716857	
192	9717021	
193	9717431	
219	9717276	
285	9717369	(Conf.)
293	9717372	(Conf.)
418	9717263	
432	9717255	
494	9717054	

SB	RN
550	9717216
568	9717218
608	9717251
702	9717336
776	9717196
780	9716878
781	9716316
825	9716924
853	9716960
930	9717202
1015	9717205
1020	9716624
1042	9717248
1063	9717217
1080	9716708
1089	9717165
1163	9716931
1258	9717187
1270	9716817
1320	9716966

SCR	RN
27	9716482

Daily Total: 37
Cumulative Total: 2461

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 3, 1997

ONE HUNDREDTH SESSION DAY

TWO HUNDRED FOURTEENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 3, 1997

The Assembly met at 8:39 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Pringle moved a quorum call of the Assembly.

Motion carried. Time, 8:40 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 8:50 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—79:

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Almighty God, As we prepare to celebrate the independence of this great country, we thank You for Your gift of freedom. All thoughts of freedom, truth and peace proceed from You and we pray that, in the hearts of all people, these things be kindled. Guide those who govern the nations of this earth, so that Your kingdom may go forward, till the earth is filled with the knowledge of Your love.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Lempert 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:

Because of illness: Assembly Member House.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 3, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Mike Honda to the Assembly Judiciary Committee to replace Assemblymember Dick Floyd.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 3, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Martin Gallegos to the Assembly Utilities and Commerce Committee. This appointment is effective immediately.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

June 30, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: The Senate Rules Committee has appointed the following Senate members to the Joint Committee on Headwaters Forest and Ecosystem Management Planning: Senator Sher, Co-Chair; Senators Alpert, Hayden, Johannessen, Leslie, McPherson and Thompson.

Sincerely,

BILL LOCKYER
Chairman

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 3, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1030
Assembly Bill No. 1363

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, July 3, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 60

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 Constitutional Amendment No.	*Committee*
24	Jud.

Assembly Joint Resolution No.	*Committee*
34	Rls.

House Resolution No.	*Committee*
36	Rls.
37	Rls.

Senate Bill No.	*Committee*
795	B. & F.
879	W.,P. & W.
973	Ed. and L. Gov.
974	Ed.
1068	W.,P. & W.
1145	Jud.
1161	Agri. and E.S. & T.M.
1281	Health

AUTHOR'S AMENDMENTS
Committee on Public Employees, Retirement and Social Security

July 3, 1997

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 471

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 471—An act to amend Section 22119.2 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 Housing and Community Development

July 3, 1997

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 320

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 320—An act to amend Sections 8001, 53091, 65040.6, 65460.2, 65460.4, 66418.2, 66434, 66445, and 66452.5 of, and to amend and renumber Sections 66413.7 and 67575.9 of, the Government Code, to amend Sections 17921.7, 17980, 18901, 18922, 18923, 18944.31, 18959, 33331, 33492.4, 50517, and 51058 of, to amend and renumber Sections 33320.5 and 33320.7 of, to amend and renumber Article 7 (commencing with Section 33493.1) of Chapter 4.5 of Part 1 of Division 24 of, to add a heading to Article 1.5 (commencing with Section 33492.40) of Chapter 4.5 of Part 1 of Division 24 of, to repeal Sections 33320.6, 33334.18, 33492.114, 50054, 50150, 50154, 50663, 50667, 50837, 50900, 50900.1, 50901, 50902, 50908, and 51052 of, to repeal Chapter 5.5 (commencing with Section 51260) and Chapter 9 (commencing with Section 51450) of Part 3 of Division 31 of, and to repeal Part 6.1 (commencing with Section 52534) of Division 31 of, the Health and Safety Code, relating to the Housing and Land Use Omnibus Act of 1997.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Rules

July 3, 1997

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61 (a) (2) (5) (7), as it relates to the following bill be granted:

Assembly Bill No. 1468

DON PERATA, Chairman

Date of Hearing: July 3, 1997

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 37

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

PERATA, Chairman

Above resolution ordered on file.

Date of Hearing: July 3, 1997

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 21
House Resolution No. 34

With the recommendation: That the resolutions be re-referred to the Committee on International Trade and Development.

PERATA, Chairman

Above resolutions re-referred to the Committee on International Trade and Development.

Date of Hearing: July 3, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 19

With the recommendation: That the resolution be re-referred to the Committee on International Trade and Development.

PERATA, Chairman

Above resolution re-referred to the Committee on International Trade and Development.

Date of Hearing: July 3, 1997

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 42

With the recommendation: That the resolution be re-referred to the Committee on International Trade and Development.

PERATA, Chairman

Above resolution re-referred to the Committee on International Trade and Development.

Date of Hearing: July 3, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 26

With the recommendation: That the resolution be re-referred to the Committee on Judiciary.

PERATA, Chairman

Above resolution re-referred to the Committee on Judiciary.

Committee on Higher Education

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 465

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

LEMPERT, Chairman

Above bill ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 464

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Agriculture.

WAYNE, Chairman

Above bill ordered to second reading.

Committee on International Trade and Development

Date of Hearing: June 30, 1997

Mr. Speaker: Your Committee on International Trade and Development reports:

Senate Concurrent Resolution No. 33

With amendments with the recommendation: Amend, and be adopted, as amended.

NAPOLITANO, Chairwoman

Above resolution ordered to second reading.

ADJOURN IN MEMORY

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 Rod Thompson, of Helendale.

Assembly Member Aguiar was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of long-time educator and civic leader Ray Wiltsey, of Ontario. He is survived by his wife, Betty, eight children, two brothers, eleven grandchildren, and one great-grandchild.

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 Robert Mitchum, of Santa Barbara.

Assembly Member Cardenas was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Virgil Casanova, of Sylmar; and Maria de Jesus, of San Fernando.

Assembly Member Poochigian was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joe Rodota, of Windsor.

Assembly Member Kuykendall was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Leo R. Brien, Director of Maritime Port of Oakland.

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mendel Mazelis, Ph.D., of Davis.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Frusetta on the occasion of his birthday.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Resolution

ASSEMBLY JOINT RESOLUTION NO. 32 (Kuykendall)—Relative to Allied Hmong-Lao 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—Senate Bills

SENATE BILL NO. 556 (Watson)—An act to amend Sections 107020, 115115, 120380, 123295, and 123345 of, and to amend and renumber Sections 106950, 107115, 107120, and 123228 of, the Health and Safety Code, relating to public health, 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. 260 (Kelley)—An act to amend Section 13523.1 of the Water Code, relating to water.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 354 (Johannessen)—An act to amend Sections 5101.2 and 5101.3 of the Vehicle code, relating to vehicles.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 372 (Peace)—An act to repeal and add Section 37 of the San Diego Unified Port District Act (Chapter 67 of the Statutes of 1962, First Extraordinary Session), relating to the San Diego Unified Port District.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 396 (Kelley)—An act to amend Section 2557 of the Streets and Highways Code, and to amend Section 2421.5 of, and to repeal Section 2421.6 of, the Vehicle Code, relating to vehicles.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 498 (Kelley)—An act to amend Sections 75003, 75027, 75030, 75030.5, 75051, 75058, 75062, 75070, 75112, 75131.3, 75133, 75135.5, 75151, 75172, and 75173 of, and to repeal Section 75034 of, the Food and Agricultural Code, relating to agriculture.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 612 (**Costa**)—An act to amend Sections 8102, 8103, 8105, 60041, 60201.2, 60201.3, 60472, 60501, 60502, 60505, and 60511 of, to add Sections 8108 and 8109 to, and to repeal Sections 7402, 7403, 7404, 7407, and 60510 of, the Revenue and Taxation Code, relating to taxation, 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. 1071 (**Polanco**)—An act to amend Sections 203 and 205.5 of the Labor Code, relating to employment.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE JOINT RESOLUTION NO. 5 (**Haynes**)—Relative to March Air Force Base.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

SENATE BILL NO. 127 (**Ayala**)—An act to amend Section 19533.5 of the Business and Professions Code, relating to horseracing.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

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—69

Ackerman	Cardoza	Lempert	Runner
Aguiar	Cunneen	Leonard	Scott
Alby	Davis	Martinez	Shelley
Alquist	Ducheny	Mazzoni	Strom-Martin
Aroner	Escutia	McClintock	Sweeney
Ashburn	Figueroa	Miller	Takasugi
Baca	Firestone	Morrissey	Thompson
Baldwin	Frusetta	Murray	Torlakson
Battin	Gallegos	Napolitano	Villaraigosa
Baugh	Goldsmith	Olberg	Vincent
Bordonaro	Havice	Oller	Washington
Bowen	Honda	Pacheco	Wayne
Bowler	Kaloogian	Papan	Wildman
Brewer	Keeley	Perata	Woods
Brown	Knox	Poochigian	Mr. Speaker
Caldera	Kuehl	Prenter	
Campbell	Kuykendall	Pringle	
Cardenas	Leach	Richter	

NOES—None

RE-REFERENCE OF BILLS

Assembly Member Sweeney was granted unanimous consent that Senate Bill No. 566 be re-referred from the Committee on Local Government to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

JOINT RULE 62(a) WAIVED

Assembly Member Davis was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 566 for hearing in the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

ADJOURN IN MEMORY
Moment of Silence

Assembly Member Knox was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of actor Jimmy Stewart, of Beverly Hills, and that the Assembly observe a moment of silence in his honor.

ADJOURN IN MEMORY

Assembly Members Perata and Vincent were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Amy V. Lewin, 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 Mario B. Bernal, of San Bernardino.

RE-REFERENCE OF BILLS

Assembly Member Gallegos was granted unanimous consent that Senate Bill No. 560 be re-referred from the Committee on Health to the Committee on Revenue and Taxation.

JOINT RULE 62(a) WAIVED

Assembly Member Caldera was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 560 for hearing in the Committee on Revenue and Taxation on Monday, July 7, 1997.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Baugh on the occasion of his birthday.

CAUCUS ANNOUNCEMENTS

At 9:04 a.m., Assembly Member Pringle was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 9:04 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 9:48 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Tom Woods and his wife, Alice, on the occasion of their 4th anniversary on July 4, 1997.

BILL RETURNED TO SENATE

Without objection, Assembly Member Kuykendall returned Assembly Bill No. 360 to the Senate for further action.

RESOLUTIONS

The following resolution was offered:

Resolution to Suspend Joint Rules

By Assembly Member Hertzberg:

Resolved, That Joint Rule 61(a)(2) and (a)(5) and (a)(7) be suspended to permit the Committee on Public Safety to meet, consider, and report Assembly Bill No. 1468 for further action.

Resolution read, and adopted by the following vote:

AYES—76

Aguiar	Davis	Leonard	Pringle
Alby	Ducheny	Margett	Richter
Alquist	Escutia	Martinez	Runner
Aroner	Figueroa	Mazzoni	Scott
Ashburn	Firestone	McClintock	Shelley
Baca	Floyd	Migden	Strom-Martin
Baldwin	Frusetta	Miller	Sweeney
Battin	Gallegos	Morrissey	Takasugi
Baugh	Goldsmith	Morrow	Thompson
Bordonaro	Granlund	Murray	Thomson
Bowen	Havice	Napolitano	Torlakson
Bowler	Hertzberg	Olberg	Villaraigosa
Brewer	Honda	Oller	Vincent
Brown	Kaloogian	Ortiz	Washington
Caldera	Keeley	Pacheco	Wayne
Campbell	Knox	Papan	Wildman
Cardenas	Kuehl	Perata	Woods
Cardoza	Leach	Poochigian	Wright
Cunneen	Lempert	Prenter	Mr. Speaker

NOES—None

JOINT RULE 62(a) WAIVED

Assembly Member Hertzberg was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1468 for hearing in the Committee on Public Safety, on Tuesday, July 8, 1997.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 109—An act to add and repeal Sections 17206.5 and 24342.5 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 Housing and Community Development read and adopted, bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 258—An act 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 CONSTITUTIONAL AMENDMENT NO. 14—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 26 of Article XIII thereof, relating to taxation.

Resolution read second time, and ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 343—An act to amend Section 10127.9 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1153—An act to amend Section 990.8 of, and to add Section 6512.2 to, the Government Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1262—An act to amend Sections 799.01, 799.02, and 799.07 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 590—An act to add Section 873 to the Welfare and Institutions Code, relating to minors.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 925—An act to amend Section 1203.05 of the Penal Code, relating to criminal procedure.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1177—An act to amend Sections 23166, 23171, 23176, 23186, and 23191 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 4—An act to amend Section 27174.2 of the Streets and Highways Code, relating to trespass.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1324—An act to amend Section 1012 of the Military and Veterans Code, relating to veterans.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 183—An act to amend Sections 7380 and 7381 of the Fish and Game Code, relating to fish, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 305—An act to amend Section 49426 of, and to add Section 33126.1 to, the Education Code, relating to education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 578—An act to amend Sections 1357, 1357.03, 1357.06, 1357.16, 1357.50, and 1357.51 of, and to add Section 1357.52 to, the Health and Safety Code, and to amend Sections 742.40, 10198.6, 10198.7, 10700, 10705, 10706, 10708, 10718.55, and 10841 of, and to add Section 10198.9 to, the Insurance Code, relating to health care coverage, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 594—An act to amend Section 69 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 805—An act to amend Section 25658 of, and to amend and repeal Section 25658.4 of, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 33—An act to amend Section 155.20 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 105—An act to amend Section 13271 of the Water Code, relating to water.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 162—An act to add Section 24304.1 to the Government Code, to amend Sections 1463.007 and 1463.16 of the Penal Code, and to add and repeal Section 42007.1 of the Vehicle Code, relating to counties, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 188—An act to amend Sections 110, 1109, 2114, 2115, 2117, 6910, 8910, 12680, 25102, and 25113 of, and to repeal Sections 2108 and 2109 of, the Corporations Code, and to amend Section 15204 of the Financial Code, relating to corporations.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 198—An act to amend Section 308 of the Penal Code, relating to crimes.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 229—An act to amend Section 14087.325 of the Welfare and Institutions Code, relating to human services.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 430—An act to amend Sections 68085 and 77205.1 of the Government Code, relating to trial court funding, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 433—An act to amend Sections 18145, 18165, and 18166 of, and to add Sections 18145.1 and 18165.1 to, the Financial Code, relating to industrial loan companies.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 437—An act to amend Sections 1 and 2 of Chapter 213 of the Statutes of 1907, relating to water, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 467—An act to amend Section 30546 of the Water Code, relating to water.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 504—An act to add Section 11440.60 to the Government Code, relating to administrative law.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1041—An act to amend Sections 18205.5, 18206, and 18455 of, to repeal Sections 18267 and 18273 of, and to repeal Article 7 (commencing with Section 18310) of, Chapter 3 of Division 7 of, the Financial Code, relating to industrial loan companies.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 250—An act relating to school facilities construction.

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. 144—An act to amend Sections 5517, 8183, and 9001.6 of, to add Section 8280.7 to, to repeal, add, and repeal Section 8279.1 of, and to repeal Section 8599.6 of, the Fish and Game Code, relating to fish.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 124—An act to amend Sections 82015, 82028, and 82030 of the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 407—An act to amend Section 2530.2 of the Business and Professions Code, relating to speech-language pathology and audiology.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 650—An act to amend Sections 4980.43, 4980.54, and 4996.22 of the Business and Professions Code, relating to healing arts.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 833—An act to amend Section 2651 of, and to add Sections 2650.2 and 2655.75 to, the Business and Professions Code, relating to physical therapy.

Bill read second time and ordered to Consent Calendar.

SENATE BILL NO. 1014—An act to add Section 1684.5 to the Business and Professions Code, relating to dentistry.

Bill read second time and ordered to Consent Calendar.

SENATE BILL NO. 1017—An act to add Section 2220.5 to the Business and Professions Code, relating to medicine.

Bill read second time and ordered to Consent Calendar.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 3, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 64

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY JOINT RESOLUTION NO. 8 (Honda)—Relative to vehicles.

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.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Olberg moved a call of the Assembly.

Motion carried. Time, 10:02 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 451 (Havice)—An act to amend Section 704.730 of the Code of Civil Procedure, relating to homestead exemptions.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Davis	Machado	Richter
Aguiar	Ducheny	Margett	Runner
Alby	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Floyd	Migden	Sweeney
Baca	Frusetta	Miller	Takasugi
Baldwin	Gallegos	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	Kaloogian	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1130 (Oller)—An act to add Section 21670.4 to the Public Utilities Code, relating to airports.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Floyd	McClintock	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 213 (Wildman)—An act to amend Section 290 of the Penal Code, relating to sex offenders.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Miller	Sweeney
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	Havice	Murray	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowen	Honda	Olberg	Vincent
Bowler	Kaloogian	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1004 (Thompson)—An act to amend Section 1872.83 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—69

Ackerman	Ducheny	Leonard	Richter
Aguiar	Figueroa	Machado	Runner
Alby	Firestone	Margett	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Miller	Sweeney
Battin	Goldsmith	Morrissey	Takasugi
Baugh	Granlund	Morrow	Thompson
Bordonaro	Havice	Murray	Thomson
Bowler	Hertzberg	Napolitano	Torlakson
Brewer	Honda	Olberg	Villaraigosa
Brown	Kaloogian	Oller	Vincent
Caldera	Keeley	Pacheco	Washington
Campbell	Knox	Papan	Wayne
Cardenas	Kuehl	Perata	Woods
Cardoza	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	
Davis	Lempert	Pringle	

NOES—6

Aroner	Martinez	Ortiz
Bowen	Migden	Wildman

Above bill ordered enrolled.

ASSEMBLY JOINT RESOLUTION NO. 29 (Baca)—Relative to military base closures.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Ackerman	Cunneen	Leach	Pringle
Aguiar	Davis	Lempert	Richter
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Martinez	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Baldwin	Frusetta	Migden	Takasugi
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Villaraigosa
Bowler	Hertzberg	Napolitano	Vincent
Brewer	Honda	Olberg	Washington
Brown	Kaloogian	Ortiz	Wayne
Caldera	Keeley	Papan	Wildman
Campbell	Knox	Perata	Woods
Cardenas	Kuehl	Poochigian	Wright
Cardoza	Kuykendall	Prenter	Mr. Speaker

NOES—1

McClintock

Above resolution ordered enrolled.

SESSION SCHEDULE ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced the following session schedule:

Monday, July 7, 1997, Floor Session, 10:30 a.m.

BILLS PLACED ON INACTIVE FILE

The following resolution was placed upon the inactive file:

Assembly Concurrent Resolution No. 62, on request of Assembly Member Baca.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

ASSEMBLY CONCURRENT RESOLUTION NO. 27 (Papan)—Relative to the taxation of automated teller machines.

Resolution read, and adopted by the following vote:

AYES—43

Alquist	Floyd	Martinez	Sweeney
Aroner	Gallegos	Mazzoni	Thomson
Baca	Havice	Migden	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Brown	Honda	Napolitano	Vincent
Cardenas	Keeley	Ortiz	Washington
Cardoza	Knox	Papan	Wayne
Davis	Kuehl	Perata	Wildman
Ducheny	Lempert	Scott	Wright
Escutia	Leonard	Shelley	Mr. Speaker
Figueroa	Machado	Strom-Martin	

NOES—26

Ackerman	Bowler	Margett	Prenter
Aguiar	Brewer	McClintock	Richter
Alby	Campbell	Miller	Runner
Ashburn	Frusetta	Morrissey	Thompson
Baldwin	Kaloogian	Morrow	Woods
Baugh	Kuykendall	Olberg	
Bordonaro	Leach	Oller	

Resolution ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 210 (Ayala)—An act to amend Sections 26945 and 26946 of, and to add Section 26945.1 to, the Government Code, relating to county officers.

Bill read third time.

Motion to Amend

Assembly Member Thomson moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 572 (Maddy)—An act to amend Section 25608 of the Business and Professions Code, relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Ashburn.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—66

Ackerman	Cunneen	Leach	Perata
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Floyd	McClintock	Takasugi
Battin	Frusetta	Migden	Thomson
Baugh	Gallegos	Miller	Torlakson
Bordonaro	Goldsmith	Morrissey	Villaraigosa
Bowen	Granlund	Morrow	Vincent
Bowler	Hertzberg	Murray	Wayne
Brewer	Honda	Napolitano	Wildman
Brown	Kaloogian	Oller	Wright
Campbell	Keeley	Ortiz	Mr. Speaker
Cardenas	Knox	Pacheco	
Cardoza	Kuykendall	Papan	

NOES—5

Caldera	Sweeney	Washington
Havice	Thompson	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—66

Ackerman	Cunneen	Leach	Perata
Aguiar	Davis	Lempert	Prenter
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Martinez	Shelley
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Floyd	McClintock	Takasugi
Battin	Frusetta	Migden	Thomson
Baugh	Gallegos	Miller	Torlakson
Bordonaro	Goldsmith	Morrissey	Villaraigosa
Bowen	Granlund	Morrow	Vincent
Bowler	Hertzberg	Murray	Wayne
Brewer	Honda	Napolitano	Wildman
Brown	Kaloogian	Oller	Wright
Campbell	Keeley	Ortiz	Mr. Speaker
Cardenas	Knox	Pacheco	
Cardoza	Kuykendall	Papan	

NOES—5

Caldera	Sweeney	Washington
Havice	Thompson	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 271 (Thompson)—An act to amend Sections 25014.6 and 25017 of the Corporations Code, relating to securities.

Bill read third time.

Motion to Amend

Assembly Member Papan 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. 2 (Thompson)—Relative to the Gulf War Syndrome.

Resolution read, presented by Assembly Member Knox, and adopted by the following vote:

AYES—74

Ackerman	Cunneen	Lempert	Richter
Aguiar	Davis	Leonard	Scott
Alby	Ducheny	Machado	Shelley
Alquist	Escutia	Margett	Strom-Martin
Aroner	Figueroa	Martinez	Sweeney
Ashburn	Firestone	Mazzoni	Takasugi
Baca	Floyd	Migden	Thompson
Baldwin	Frusetta	Miller	Thomson
Battin	Gallegos	Morrissey	Torlakson
Baugh	Goldsmith	Morrow	Villaraigosa
Bordonaro	Granlund	Murray	Vincent
Bowen	Havice	Napolitano	Washington
Bowler	Hertzberg	Olberg	Wayne
Brewer	Honda	Ortiz	Wildman
Brown	Keeley	Papan	Woods
Caldera	Knox	Perata	Wright
Campbell	Kuehl	Poochigian	Mr. Speaker
Cardenas	Kuykendall	Prenter	
Cardoza	Leach	Pringle	

NOES—None

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 76 (Kopp)—An act to amend Section 441.1 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Assembly Member Poochigian.

Bill passed by the following vote:

AYES—76

Ackerman	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Richter
Alquist	Escutia	Margett	Runner
Aroner	Figueroa	Martinez	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Floyd	Migden	Sweeney
Baldwin	Frusetta	Miller	Takasugi
Battin	Gallegos	Morrissey	Thompson
Baugh	Goldsmith	Morrow	Thomson
Bordonaro	Granlund	Murray	Torlakson
Bowen	Havice	Napolitano	Villaraigosa
Bowler	Hertzberg	Olberg	Vincent
Brewer	Honda	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 68 (Kopp)—An act to amend Sections 125.7, 495, 652, 1247.66, 1267, 1310, 1322, and 22958 of the Business and Professions Code, to add Section 11410.60 to the Government Code, to amend Sections 1280, 1280.1, 1295, 1337.9, 1408, 1410, 1428, 1437, 1615, 1618, 1639.4, 1643.1, 1728.2, 1736, 1736.5, 106715, 108900, 111645, 111855, 111940, 115145, 116425, and 116625 of, and to add Section 100171 to, the Health and Safety Code, to add Section 1953.5 to the Unemployment Insurance Code, and to amend Sections 14088.23, 14123, 14123.2, 14124.6, 14126.50, 14171, 14171.5, 14171.6, and 14304 of the Welfare and Institutions Code, relating to administrative adjudication, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Ackerman Amendments as Presented by Assembly Member Battin

Assembly Member Battin 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. 880, on request of Assembly Member Torlakson.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 67 (Kopp)—An act to amend Section 1714.45 of the Civil Code, relating to product liability.

Bill read third time, and presented by Assembly Member Shelley.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Shelley 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. 327 (Greene)—An act to amend Section 11105.03 of the Penal Code, relating to state summary criminal history information, 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—73

Ackerman	Ducheny	Leonard	Runner
Aguiar	Escutia	Machado	Scott
Alby	Figueroa	Martinez	Shelley
Alquist	Firestone	Mazzoni	Strom-Martin
Aroner	Floyd	McClintock	Sweeney
Ashburn	Frusetta	Miller	Takasugi
Baca	Gallegos	Morrissey	Thompson
Baldwin	Goldsmith	Morrow	Thomson
Battin	Granlund	Murray	Torlakson
Baugh	Havice	Napolitano	Villaraigosa
Bowen	Hertzberg	Olberg	Vincent
Bowler	Honda	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Perata	Woods
Cardenas	Kuehl	Poochigian	Mr. Speaker
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	
Davis	Lempert	Richter	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

Ackerman	Ducheny	Leonard	Runner
Aguiar	Escutia	Machado	Scott
Alby	Figueroa	Martinez	Shelley
Alquist	Firestone	Mazzoni	Strom-Martin
Aroner	Floyd	McClintock	Sweeney
Ashburn	Frusetta	Miller	Takasugi
Baca	Gallegos	Morrissey	Thompson
Baldwin	Goldsmith	Morrow	Thomson
Battin	Granlund	Murray	Torlakson
Baugh	Havice	Napolitano	Villaraigosa
Bowen	Hertzberg	Olberg	Vincent
Bowler	Honda	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Perata	Woods
Cardenas	Kuehl	Poochigian	Mr. Speaker
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	
Davis	Lempert	Richter	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 386 (Kopp)—An act to amend Section 1382 of the Penal Code, relating to criminal procedure.

Bill read third time, and presented by Assembly Member Hertzberg.

~~Bill passed by the following vote:~~

~~**AYES—73**~~

~~Ackerman~~	~~Escutia~~	~~Margett~~	~~Scott~~
~~Aguiar~~	~~Figueroa~~	~~Martinez~~	~~Shelley~~
~~Alby~~	~~Firestone~~	~~Mazzoni~~	~~Strom-Martin~~
~~Alquist~~	~~Frusetta~~	~~McClintock~~	~~Sweeney~~
~~Aroner~~	~~Gallegos~~	~~Miller~~	~~Takasugi~~
~~Ashburn~~	~~Goldsmith~~	~~Morrissey~~	~~Thompson~~
~~Baca~~	~~Granlund~~	~~Morrow~~	~~Thomson~~
~~Baldwin~~	~~Havice~~	~~Murray~~	~~Torlakson~~
~~Battin~~	~~Hertzberg~~	~~Napolitano~~	~~Villaraigosa~~
~~Baugh~~	~~Honda~~	~~Olberg~~	~~Vincent~~
~~Bowen~~	~~Kaloogian~~	~~Oller~~	~~Washington~~
~~Bowler~~	~~Keeley~~	~~Ortiz~~	~~Wayne~~
~~Brewer~~	~~Knox~~	~~Pacheco~~	~~Wildman~~
~~Brown~~	~~Kuehl~~	~~Papan~~	~~Woods~~
~~Cardenas~~	~~Kuykendall~~	~~Perata~~	~~Wright~~
~~Cardoza~~	~~Leach~~	~~Poochigian~~	~~Mr. Speaker~~
~~Cunneen~~	~~Lempert~~	~~Prenter~~	
~~Davis~~	~~Leonard~~	~~Pringle~~	
~~Ducheny~~	~~Machado~~	~~Runner~~	

~~**NOES—None**~~

~~Bill ordered transmitted to the Senate.~~

(NOTE: On July 14, 1997, the action was rescinded whereby Senate Bill No. 386 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3166.)

SENATE BILL NO. 78 (Thompson)—An act to add Article 5 (commencing with Section 18741) to Chapter 3 of Part 10.2 of the Revenue and Taxation Code, relating to taxpayer contributions.

Bill read third time, and presented by Assembly Member Migden.

Bill passed by the following vote:

AYES—54

Aguiar	Figueroa	Lempert	Shelley
Alquist	Firestone	Machado	Strom-Martin
Aroner	Floyd	Martinez	Sweeney
Baca	Frusetta	Mazzoni	Takasugi
Battin	Gallegos	Migden	Thomson
Bowen	Goldsmith	Miller	Torlakson
Brown	Havice	Morrissey	Vincent
Caldera	Hertzberg	Murray	Washington
Cardenas	Honda	Napolitano	Wayne
Cardoza	Keeley	Ortiz	Wildman
Cunneen	Knox	Papan	Wright
Davis	Kuehl	Perata	Mr. Speaker
Ducheny	Kuykendall	Prenter	
Escutia	Leach	Scott	

NOES—14

Ackerman	Bowler	McClintock	Runner
Alby	Granlund	Morrow	Thompson
Baldwin	Kaloogian	Olberg	
Baugh	Leonard	Oller	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 531 (Polanco)—An act to add Section 29530.2 to the Government Code, and to amend Section 99310.55 of the Public Utilities Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Murray.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—70

Ackerman	Escutia	Margett	Scott
Aguiar	Figueroa	Mazzoni	Shelley
Alby	Firestone	McClintock	Strom-Martin
Alquist	Floyd	Migden	Sweeney
Aroner	Frusetta	Miller	Takasugi
Baca	Gallegos	Morrissey	Thompson
Baldwin	Goldsmith	Morrow	Thomson
Battin	Granlund	Murray	Torlakson
Baugh	Havice	Napolitano	Villaraigosa
Bowler	Hertzberg	Olberg	Vincent
Brewer	Honda	Ortiz	Washington
Brown	Keeley	Pacheco	Wayne
Caldera	Kuehl	Papan	Wildman
Cardenas	Kuykendall	Perata	Woods
Cardoza	Leach	Poochigian	Wright
Cunneen	Lempert	Prenter	Mr. Speaker
Davis	Leonard	Pringle	
Ducheny	Machado	Runner	

NOES—1

Martinez

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—70

Ackerman	Escutia	Margett	Scott
Aguiar	Figueroa	Mazzoni	Shelley
Alby	Firestone	McClintock	Strom-Martin
Alquist	Floyd	Migden	Sweeney
Aroner	Frusetta	Miller	Takasugi
Baca	Gallegos	Morrissey	Thompson
Baldwin	Goldsmith	Morrow	Thomson
Battin	Granlund	Murray	Torlakson
Baugh	Havice	Napolitano	Villaraigosa
Bowler	Hertzberg	Olberg	Vincent
Brewer	Honda	Ortiz	Washington
Brown	Keeley	Pacheco	Wayne
Caldera	Kuehl	Papan	Wildman
Cardenas	Kuykendall	Perata	Woods
Cardoza	Leach	Poochigian	Wright
Cunneen	Lempert	Prenter	Mr. Speaker
Davis	Leonard	Pringle	
Ducheny	Machado	Runner	

NOES—1

Martinez

Bill ordered transmitted to the Senate.

SENATE BILL NO. 584 (O'Connell)—An act to amend Section 1011 of the Military and Veterans Code, relating to veterans.

Bill read third time, and presented by Assembly Member Brown.

Bill passed by the following vote:

AYES—60

Ackerman	Ducheny	Lempert	Poochigian
Aguiar	Figueroa	Leonard	Prenter
Baca	Firestone	Machado	Pringle
Baldwin	Floyd	Margett	Runner
Battin	Frusetta	Mazzoni	Shelley
Baugh	Gallegos	McClintock	Strom-Martin
Bordonaro	Goldsmith	Miller	Takasugi
Bowler	Granlund	Morrissey	Thompson
Brewer	Hertzberg	Morrow	Thomson
Brown	Honda	Napolitano	Torlakson
Caldera	Kaloogian	Olberg	Villaraigosa
Cardenas	Keeley	Oller	Vincent
Cardoza	Knox	Ortiz	Wayne
Cunneen	Kuykendall	Pacheco	Woods
Davis	Leach	Perata	Mr. Speaker

NOES—9

Alquist	Escutia	Martinez
Aroner	Havice	Migden
Bowen	Kuehl	Murray

Bill ordered transmitted to the Senate.

RECESS

By unanimous consent, at 11:14 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 11:26 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

SPECIAL RECOGNITION

Assembly Member Kaloogian was joined by the Members of the Assembly in extending best wishes to his mother, Sarah Kaloogian, of Troy, Michigan, on the occasion of her birthday.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP HOUSE RESOLUTION NO. 37

Assembly Member Oller requested unanimous consent to take up House Resolution No. 37, without reference to committee or file.

Assembly Member Villaraigosa withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Assembly Member Oller moved that the Rules be temporarily suspended for the purpose of permitting consideration of House Resolution No. 37, without reference to committee or file.

Assembly Member Battin seconded the motion.

Motion for temporary suspension of the Rules lost by the following vote:

AYES—35

Ackerman	Campbell	Leonard	Poochigian
Aguiar	Cunneen	Margett	Prenter
Ashburn	Firestone	McClintock	Pringle
Baldwin	Frusetta	Miller	Richter
Battin	Goldsmith	Morrissey	Runner
Baugh	Granlund	Morrow	Takasugi
Bordonaro	Kaloogian	Olberg	Thompson
Bowler	Kuykendall	Oller	Woods
Brewer	Leach	Pacheco	

NOES—35

Alquist	Escutia	Martinez	Strom-Martin
Aroner	Figueroa	Mazzoni	Sweeney
Baca	Floyd	Migden	Thomson
Bowen	Gallegos	Murray	Torlakson
Brown	Honda	Napolitano	Villaraigosa
Caldera	Keeley	Ortiz	Vincent
Cardenas	Knox	Perata	Wright
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Lempert	Shelley	

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 the Oller motion for temporary suspension of the Rules.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Wright on the occasion of his birthday.

ADJOURN IN MEMORY

Assembly Member Scott was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Vera Riolo Vignes, of Los Angeles.

ORDERS OF THE DAY DEMANDED

Assembly Member Granlund demanded the Orders of the Day.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY JOINT RESOLUTION NO. 8

At 11:28 a.m., on motion of Assembly Member Olberg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Martinez moved to continue the call of the Assembly.

Motion carried. Time, 11:28 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 67

At 11:29 a.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Pringle moved to continue the call of the Assembly.

Motion carried. Time, 11:29 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SPECIAL RECOGNITION

Assembly Member Thomson was joined by the Members of the Assembly in extending best wishes to her husband on the occasion of his birthday.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY JOINT RESOLUTION NO. 8

At 11:33 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 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, 11:33 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Parliamentary Inquiry

Assembly Member Kaloogian arose to the following parliamentary inquiry:

Is there not a rule that permits two Calls of the Assembly to be placed on a measure?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that while a rule does not exist, it is the established custom and practice of the House to permit two Calls of the Assembly on any matter, but in this case, courtesy was extended for a third Call of the Assembly.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 67

At 11:34 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 Pringle moved to continue the call of the Assembly.

Motion carried. Time, 11:34 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 JOINT RESOLUTION NO. 8

At 11:35 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 Joint Resolution No. 8 by the following vote:

AYES—41

Alquist	Figueroa	Mazzoni	Torlakson
Aroner	Gallegos	Migden	Villaraigosa
Baca	Havice	Murray	Vincent
Bowen	Hertzberg	Napolitano	Washington
Brown	Honda	Ortiz	Wayne
Caldera	Keeley	Papan	Wildman
Cardenas	Knox	Scott	Wright
Cardoza	Kuehl	Shelley	Mr. Speaker
Davis	Lempert	Strom-Martin	
Ducheny	Machado	Sweeney	
Escutia	Martinez	Thomson	

NOES—33

Alby	Cunneen	Margett	Pringle
Ashburn	Firestone	McClintock	Richter
Baldwin	Floyd	Miller	Runner
Battin	Frusetta	Morrissey	Takasugi
Baugh	Goldsmith	Morrow	Thompson
Bordonaro	Granlund	Olberg	Woods
Bowler	Kaloogian	Oller	
Brewer	Leach	Poochigian	
Campbell	Leonard	Prenter	

Above resolution ordered enrolled.

PARLIAMENTARY INQUIRY

Assembly Member Pringle arose to the following parliamentary inquiry:

Is it not the custom and precedent of the House that Members of the opposite side of the prevailing vote have an opportunity to place a Call of the Assembly?

Parliamentary Inquiry

Assembly Member Bustamante arose to the following parliamentary inquiry:

Did the Chair not announce that one further Call of the Assembly would be placed?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that a limit of two Calls of the Assembly on any matter is the established custom and precedent of the House, but it is not the established custom and precedent to permit an additional Call of the Assembly by the opposite side of the prevailing vote.

Motion to Reconsider Assembly Joint Resolution No. 8 on Next Legislative Day

Assembly Member Pringle moved to reconsider on the next legislative day the vote whereby Assembly Joint Resolution No. 8 was this day adopted.

Motion Ruled Out of Order

Speaker pro Tempore Kuehl ruled the motion out of order as Assembly Joint Resolution No. 8 has been reconsidered once and pursuant to the Rules, a second motion to reconsider the same question is not in order.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 67

At 11:37 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.

~~Senate Bill No. 67 passed by the following vote:~~

~~AYES—42~~

~~Alquist~~	~~Firestone~~	~~Kuykendall~~	~~Shelley~~
~~Aroner~~	~~Floyd~~	~~Lempert~~	~~Strom-Martin~~
~~Bowen~~	~~Frusetta~~	~~Machado~~	~~Sweeney~~
~~Brown~~	~~Gallegos~~	~~Martinez~~	~~Thomson~~
~~Caldera~~	~~Goldsmith~~	~~Mazzoni~~	~~Torlakson~~
~~Cardenas~~	~~Haviee~~	~~Migden~~	~~Villaraigosa~~
~~Cunneen~~	~~Hertzberg~~	~~Napolitano~~	~~Washington~~
~~Davis~~	~~Honda~~	~~Ortiz~~	~~Wayne~~
~~Ducheny~~	~~Keeley~~	~~Pacheeo~~	~~Wildman~~
~~Escutia~~	~~Knox~~	~~Perata~~	
~~Figueroa~~	~~Kuehl~~	~~Scott~~	

~~NOES—19~~

~~Alby~~	~~Granland~~	~~Morrow~~	~~Richter~~
~~Baldwin~~	~~Kelcogian~~	~~Olberg~~	~~Runner~~
~~Baugh~~	~~Leonard~~	~~Oller~~	~~Takasugi~~
~~Bowler~~	~~Margett~~	~~Poochigian~~	~~Woods~~
~~Brewer~~	~~McClintock~~	~~Pringle~~	

~~Bill ordered transmitted to the Senate.~~

(NOTE: On July 24, 1997, the action was rescinded whereby Senate Bill No. 67 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3376.)

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 Senate Bill No. 67.

CAUCUS ANNOUNCEMENTS

Assembly Member Shelley announced that the Democratic Caucus would meet today, upon adjournment of Floor session, in the Assembly Lounge.

MOTION TO ADJOURN

At 11:39 a.m., Assembly Member Brewer moved that the Assembly do now adjourn.

Assembly Member Mazzoni seconded the motion.

Motion carried.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Consent Calendar: Baugh, Bordonaro, Bowen, Ducheny, Figueroa, Goldsmith, Kaloogian, Martinez, Murray, Napolitano, and Scott—Aye.

Resolution to Suspend Rules: Bowen—Aye.

Assembly Bill No. 451, Concurrence: Ackerman and Bordonaro—Aye.

Assembly Bill No. 1130, Concurrence: Ackerman—Aye.

Assembly Bill No. 213, Concurrence: Ackerman—Aye.

Assembly Bill No. 1004, Concurrence: Ackerman, Machado, and Napolitano—Aye; Bowen—No.

Assembly Joint Resolution No. 29, Concurrence: Ackerman—Aye.

Assembly Concurrent Resolution No. 27: Brown and Scott—Aye; Ackerman and Morrissey—No.

Senate Bill No. 572 and Urgency: Ackerman, Battin, Cardoza, and Scott—Aye; Sweeney—No.

Senate Joint Resolution No. 2: Ackerman—Aye.

Senate Bill No. 76: Ackerman and Baugh—Aye.

Senate Bill No. 327 and Urgency: Ackerman and Martinez—Aye.

Senate Bill No. 386: Ackerman and Martinez—Aye.

Senate Bill No. 78: Ackerman—No.

Senate Bill No. 531 and Urgency: Ackerman and Havice—Aye.

Senate Bill No. 584: Baugh, Goldsmith, and Mazzoni—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:40 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

AUTHOR'S AMENDMENTS
Committee on Human Services

July 3, 1997

Mr. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 493

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARONER, Chairwoman

SENATE BILL NO. 493—An act to amend Section 10052 of the Welfare and Institutions Code, relating to human services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Education

July 3, 1997

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 802
Senate Bill No. 938
Senate Bill No. 1064

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 802—An act relating to independent study.

Bill read 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. 938—An act to add Article 4.5 (commencing with Section 52560) to Chapter 10 of Part 28 of the Education Code, to augment Item 4700-001-0890 and Item 6110-156-0890 of the Budget Act of 1996, and to augment Item 4700-101-0001 and item 6110-156-0001 of the Budget Act of 1997, relating to citizenship assistance, 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. 1064—An act to amend Sections 2551.3, 49553, and 49559 of, to amend and renumber Section 8901 of, to add Article 7.1 (commencing with Section 54740) to Chapter 9 of Part 29 of, to repeal Sections 8900 and 8902 of, to repeal Article 17 (commencing with Section 8390) of Chapter 2 of, to repeal the heading of Chapter 6 (commencing with Section 8900) of, and to repeal Chapter 6.5 (commencing with Section 8910) of, Part 6 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 Employees, Retirement and Social Security

July 3, 1997

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 227

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 227—An act to amend Section 22509 of, and to add Sections 22508.5 and 70905 to, the Education Code, and to add Section 20309 to the Government Code, relating to community colleges.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

July 3, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 500

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

SENATE BILL NO. 500—An act to amend Sections 12020 and 12029 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 Water, Parks and Wildlife

July 3, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1312

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 1312—An act to add Sections 116751 to the Health and Safety Code, relating to water, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Consumer Protection, Governmental Efficiency and Economic Development

July 3, 1997

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 857

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

SENATE BILL NO. 857—An act to amend Section 7057 of, and to add Section 7019.1 to, the Business and Professions Code, relating to contractors.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

July 3, 1997

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 595

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MARTINEZ, Chairwoman

SENATE BILL NO. 595—An act to amend Section 303 of the Public Utilities Code, relating to the Public Utilities Commission, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

July 3, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 542

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

SENATE BILL NO. 542—An act to amend Section 63.1 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

July 3, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 1614

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

ASSEMBLY BILL NO. 1614—An act to add Part 32 (commencing with Section 65001) to Division 2 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

July 3, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 937

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

SENATE BILL NO. 937—An act to amend Sections 2716 and 3003 of, to add Article 1.5 (commencing with Section 2850) to Chapter 6 of Part 3 of, and to repeal Section 2862 of, the Penal Code, and to amend Section 634.5 of the Unemployment Code, relating to prisoners.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

July 3, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 1468

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

ASSEMBLY BILL NO. 1468—An act to amend Section 12027 of the Penal Code, relating to concealed weapons.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Insurance

July 3, 1997

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 202
Senate Bill No. 380
Senate Bill No. 1220

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 202—An act to amend Section 930 of the Unemployment Insurance Code, relating to unemployment 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. 380—An act to amend Section 1857.9 of the Insurance Code, relating to insurance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1220—An act to add Section 1367.51 to the Health and Safety Code, and to add Section 10176.61 to the Insurance Code, relating to health insurance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 605
Senate Bill No. 618
Senate Bill No. 690
Senate Bill No. 1284

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

ESCUTIA, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 121
Senate Bill No. 936

With the recommendation: Do pass, and be re-referred to the Committee on Human Services.

ESCUTIA, Chairwoman

Above bills re-referred to the Committee on Human Services.

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 948
Senate Bill No. 1296

With the recommendation: Do pass.

ESCUTIA, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 792
Senate Bill No. 1159

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.

ESCUTIA, Chairwoman

Above bills ordered to second reading.

Committee on Local Government

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 562
Senate Bill No. 691
Senate Bill No. 692
Senate Bill No. 693
Senate Bill No. 927

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.

SWEENEY, Chairman

Above bills ordered to second reading.

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 138

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

SWEENEY, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 303

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

SWEENEY, Chairman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 827

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Consumer Protection, Governmental Efficiency, and Economic Development.

GALLEGOS, Chairman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: June 18, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 206

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.

SWEENEY, Chairman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: June 24, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 687

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Insurance.

GALLEGOS, Chairman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 512

With amendments with the recommendation: Amend, and do pass, as amended.

FIGUEROA, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 1137

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

FIGUEROA, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 1277

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

FIGUEROA, Chairwoman

Above bill ordered to second reading.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Joint Legislative Audit Committee, on Wednesday, July 16, 1997, at 8:30 a.m., in Room 444.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 3, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 286
Assembly Bill No. 1160

And reports the same correctly enrolled, and presented to the Governor at 2:15 p.m., July 3, 1997.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, July 3, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 154
Senate Bill No. 212
Senate Bill No. 342
Senate Bill No. 511
Senate Bill No. 696
Senate Bill No. 1025
Senate Bill No. 1146

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 3, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 79
Assembly Bill No. 234
Assembly Bill No. 273
Assembly Bill No. 389
Assembly Bill No. 500
Assembly Bill No. 519
Assembly Bill No. 552
Assembly Bill No. 564
Assembly Bill No. 688
Assembly Bill No. 1436

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 3, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Joint Resolution No. 16

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered to unfinished business file.

Senate Chamber, July 3, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 81
Assembly Bill No. 132
Assembly Bill No. 139
Assembly Bill No. 245
Assembly Bill No. 292
Assembly Bill No. 327
Assembly Bill No. 566
Assembly Bill No. 1410

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, July 3, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 11

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, July 3, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1307

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 3, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 18

GREG P. SCHMIDT, 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. 1307—An act to amend Sections 116275, 116285, 116290, 116325, 116390, 116425, 116540, 116565, 116580, 116585, and 116880 of, to amend and renumber Section 116300 of, to add Sections 116286 and 116287 to, to add Chapter 4.5 (commencing with Section 116760) to Part 12 of Division 104 of, and to repeal and add Section 116875 of, the Health and Safety Code, relating to drinking water, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The following resolution was read:

SENATE JOINT RESOLUTION NO. 18—Relative to freight transportation.

INTRODUCTION OF GUESTS

Speaker pro Tempore Kuehl introduced Ken and Patty Borden, and daughters, Cindy and Courtney Borden, of Santa Monica.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Brewer, the Assembly adjourned until 10:30 a.m., Monday, July 7, 1997, out of respect to the memory of Rod Thompson, on motion of Assembly Member Olberg; out of respect to the memory of Ray Wiltsey, on motion of Assembly Member Aguiar; out of respect to the memory of Amy V. Lewin, on motion of Assembly Members Perata and Vincent; out of respect to the memory of Jimmy Stewart, on motion of Assembly Member Knox; out of respect to the memory of Mario B. Bernal, on motion of Assembly Member Baca; out of respect to the memory of Robert Mitchum, on motion of Assembly Member Firestone; out of respect to the memory of Virgil Casanova and Maria de Jesus, on motion of Assembly Member Cardenas; out of respect to the memory of Joe Rodota, on motion of Assembly Member Poochigian; out of respect to the memory of Leo R. Brien, on motion of Assembly Member Kuykendall; out of respect to the memory of Mendel Mazelis, Ph.D., on motion of Assembly Member Thomson; and out of respect to the memory of Vera Riolo Vignes, on motion of Assembly Member Scott.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 3, 1997

The following measures were amended in the Assembly on this day:

AB	RN
109	9716648
258	9717257
1468	9717419
1614	9717163

SB	RN
4	9716925
68	9717078
124	9717342
144	9716943
202	9717267
210	9717223
227	9717416
250	9716996
271	9716874
320	9716787
380	9717425
471	9716831
493	9717523
500	9717506
542	9717274
595	9717581
802	9717302
857	9717253
937	9717045
938	9717389
1064	9717287
1220	9716803
1312	9717332
1324	9717240

Daily Total: 28
Cumulative Total: 2488

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 7, 1997

ONE HUNDRED FIRST SESSION DAY

TWO HUNDRED EIGHTEENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, July 7, 1997

The Assembly met at 10:34 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Leach moved a quorum call of the Assembly.

Motion carried. Time, 10:35 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 10:35 a.m. Speaker pro Tempore Kuehl announced that the Democratic Caucus would meet in the Assembly Lounge and the Republican Caucus would meet in the Tom Bane Rules Committee Room, at this time.

Quorum Present

At 1:57 p.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—80:

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Assembly Member Tom Woods, of the 2nd Assembly District:

O Lord, You have measured the heavens and the earth in the hollow of Your hand, and created the angels who continually sing glory to Your name. Deliver us from all evil, O Master, and grant us daily forgiveness, for You are blessed unto the ages.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Aroner 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 Shelley, seconded by Assembly Member Prenter.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

July 7, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Martin Gallegos to the Assembly Labor and Employment Committee effective immediately.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

The following communication was presented by the Chief Clerk from:

Leon Tuttle, Deputy Secretary for Operations, Department of Veterans Affairs, Sacramento, dated June 27, 1997, relative to delay in submitting California Department of Veterans Affairs 1997 Annual Insurance Report to the Legislature. Referred by the Speaker to the Committee on Governmental Organization.

REPORTS

The following reports were presented by the Chief Clerk:

San Diego Hospice Special Hospital: Hospice Pilot Project
1996 Report to the Legislature
(Pursuant to AB 15, 1990)

Above transmitted report, together with letter of transmittal from Jan Cetti, President/CEO, San Diego Hospice, San Diego, dated June 26, 1997, referred by the Speaker to the Committee on Health.

Annual Financial Report of California K–12 Schools
Report to the California State Legislature,
July 1, 1996 through June 30, 1997

Above transmitted report, together with letter of transmittal from Kathleen Connell, California State Controller, Sacramento, dated June 30, 1997, referred by the Speaker to the Committee on Education.

California Medical Assistance Commission
Update to the "1997 Annual Report to the Legislature"
(Pursuant to Welfare and Institutions Code Section 14165.9)

Above transmitted report, together with letter of transmittal from Gladden V. Elliott, M.D., Chairman, California Medical Assistance Commission, Sacramento, dated June 27, 1997, referred by the Speaker to the Committee on Health.

Report to the Legislature on Revisions of the Public Utilities Code
Resulting from Restructuring of Regulated Industries
(Pursuant to SB 960, Section 12 (Stats. 1996, Ch. 856)

Above transmitted report, together with letter of transmittal from Richard A. Bilas, Commissioner, Henry M. Duque, Commissioner, Public Utilities Commission, San Francisco dated June 30, 1997, referred by the Speaker to the Committee on Utilities and Commerce.

1996 Annual Report to the Legislature,
Department of Alcoholic Beverage Control
(Pursuant to Business and Professions Code Section 23055)

Above transmitted report, together with letter of transmittal from Jay R. Stroh, Director, Department of Alcoholic Beverage Control, Sacramento, dated July 1, 1997, referred by the Speaker to the Committee on Governmental Organization.

Shasta County Veterans Cemetery Proposal
(Pursuant to AB 2229, Chapter 1128, Statutes of 1996)

Above transmitted report, together with letter of transmittal from Jay R. Vargas, Secretary, Department of Veterans Affairs, Sacramento, dated July 1, 1997, referred by the Speaker to the Committee on Governmental Organization.

Public Utilities Commission's Annual Report to the Legislature
Regarding the Transportation of Hazardous Materials
Recent Railroad Accident History
and the Identification of Safety Hazards on California's Railroads
(Pursuant to Public Utilities Code Sections 765.59(b) and 7711)

Above transmitted report, together with letter of transmittal from Kenneth L. Koss, Director, Rail Safety and Carriers Division, Public Utilities Commission, San Francisco, dated July 1, 1997, referred by the Speaker to the Committee on Utilities and Commerce.

California Alternative Minimum Tax—June 1997
(Pursuant to AB 2414, Chapter 428, Statutes of 1996)

Above transmitted report, together with letter of transmittal from Phil Spilberg, Director, Economic and Statistical Research Bureau, Franchise Tax Board, Sacramento, dated July 2, 1997, referred by the Speaker to the Committee on Revenue and Taxation.

Report to the California Legislature:
Approved Mandate Claims, June 30, 1997
(Pursuant to Government Code Section 17600)

Above transmitted report, together with letter of transmittal from Paula Higashi, Executive Director, Commission on State Mandates, Sacramento, dated July 2, 1997, referred by the Speaker to the Committee on Budget.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Assembly No. 1521:

Scott, Murray, and Baugh.

ENGROSSMENT AND ENROLLMENT

Assembly Chamber, July 7, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 109
Assembly Bill No. 969
Assembly Bill No. 1468
Assembly Bill No. 1614

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, July 7, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 258

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Senate Bill No.	*Committee*
726	Budget
727	Budget
730	Budget
731	Budget
737	Budget
740	Budget
744	Budget
750	Budget
752	Budget
755	Budget
756	Budget
759	Budget
760	Budget
764	Budget
766	Budget
768	Budget

Senate Joint Resolution No.	*Committee*
18	Trans.

AUTHOR'S AMENDMENTS
Committee on Human Services

July 7, 1997

Mr. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 361
Senate Bill No. 817

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARONER, Chairwoman

SENATE BILL NO. 361—An act to amend Section 1524.5 of the Health and Safety Code, relating to community care facilities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 817—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, and to amend Sections 361.2, 777, and 11402.5 of, and to add Sections 725.6, 11402.7, and 11462.06 to, the Welfare and Institutions Code, relating to juveniles, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

July 7, 1997

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 1330

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 1330—An act to add Chapter 2.5 (commencing with Section 48100) to Part 7 of Division 30 of the Public Resources Code, relating to solid waste.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Televising the Assembly and Information Technology

July 7, 1997

Mr. Speaker: The Chair of your Committee on Televising the Assembly and Information Technology reports:

Senate Bill No. 1338

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALQUIST, Chairwoman

SENATE BILL NO. 1338—An act relating to state 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.

AUTHOR'S AMENDMENTS

Committee on Public Employees, Retirement and Social Security

July 7, 1997

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 1027
Senate Bill No. 1026

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 1027—An act to amend Sections 23200 and 23202 of, and to add Section 22811 to, 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.

SENATE BILL NO. 1026—An act to amend Sections 22954, 24414, and 24415 of the Education Code, relating to retirement, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Judiciary

July 7, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 644

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 644—An act to amend Sections 11165.12, 11166.9, 11167.5, 11169, 11170, and 11170.5 of the Penal Code, relating to children.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Education

July 7, 1997

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 377

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MAZZONI, Chairwoman

SENATE BILL NO. 377—An act to add Section 42249.6 and 42249.65 to the Education Code, relating to education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 7, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 945
Senate Bill No. 1295

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 945—An act to amend Sections 1337.7, 1337.9, 1338.5, 1728.1, 1736.3, 1736.5, and 1736.6 of the Health and Safety Code, and to amend Sections 15671, 15673, 15675 of the Welfare and Institutions 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.

SENATE BILL NO. 1295—An act to amend Section 123115 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 Governmental Organization

July 7, 1997

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 1040

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 1040—An act to amend Sections 13143 and 17920.8 of the Health and Safety Code, relating to building standards.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Employees, Retirement and Social Security

July 7, 1997

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 969

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KNOX, Chairman

SENATE BILL NO. 969—An act relating to judges.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 7, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 923

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 923—An act to amend Section 1464 of the Penal Code, to amend Sections 4354, 4355, 4357, and 4359 of, to add Sections 4357.1, 4357.2, and 4358.5 to, and to repeal and add Section 4356 of, the Welfare and Institutions Code, relating to human services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 7, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 651

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 651—An act to amend Sections 5604, 5712, 17604.05, 17605, 17605.10, 17606.05, 17606.10, 17606.15, and 17608.10 of the Welfare and Institutions Code, relating to human services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

July 7, 1997

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 408

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 408—An act to amend Section 8545 of, and to repeal Section 8544.1 of, the Government Code, relating to the State Auditor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

July 7, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 172

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 172—An act to amend Sections 513, 514, 518, 522, 523, 524, and 525 of, and to add Sections 526 and 527 to, the Harbors and Navigation Code, relating to vessels, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

July 7, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 45

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 45—An act to amend Sections 14523, 14524, 14525, 14526, 14527, 14530.1, 14531, 14536, 65081.1, 65082, 65083, and 65086 of, to add Sections 14529.1, 14529.8, 14529.12, and 14529.13 to, to repeal and add Sections 14520.3, 14529, and 65080 of, and to repeal Sections 14524.4, 14529.01, 14529.2, 14529.6, 14530.5, 14555, 65071, 65081, and 65086.4 of, the Government Code, to amend Sections 99310, 99312, and 99315 of, and to repeal Sections 99315.5, 99315.6, 99318, and 99318.2 of, the Public Utilities Code, and to amend Sections 164.3, 167, 188, and 188.8 of, to add Sections 164.6 and 188.10 to, to repeal and add Sections 163, 164, 182.5, and 190 of, to repeal Sections 163, 164.2, 164.4, 164.35, 164.50, 164.51, 164.52, 164.55, 164.57, 168, 182.4, 182.8, 188.9, 199, 199.1, 199.2, 199.3, 199.4, 199.6, 199.7, 199.8, 199.9, 199.10, and 199.11 of, and to repeal Chapter 16 (commencing with Section 2600) of Division 3 of, the Streets and Highways Code, relating to transportation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

July 7, 1997

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 318
Senate Bill No. 1179

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 318—An act to amend Section 41865 of the Health and Safety Code, relating to air pollution.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1179—An act to add Section 40059.1 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 Banking and Finance

July 7, 1997

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Senate Bill No. 795

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PAPAN, Chairman

SENATE BILL NO. 795—An act to amend Sections 10153.6 and 10232 of, and to add Sections 10234.5, 10236.4, 10236.5, 10236.7, 10236.8, 10236.9, 10236.10, and 10236.11 to, the Business and Professions Code, relating to real estate.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

July 7, 1997

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 675

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 675—An act to amend, repeal, and add Section 41705 of the Health and Safety Code, and to amend and repeal Section 43209.1 of the Public Resources Code, relating to air pollution, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

July 7, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 151
Senate Bill No. 196

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

SENATE BILL NO. 151—An act to amend Section 1484 of, and to add Sections 1193.5 and 1473.5 to, the Penal Code, relating to habeas corpus.

Bill read 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. 196—An act to amend Section 599aa of the Penal Code, relating to animal 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 Housing and Community Development

July 7, 1997

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 275

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 275—An act to amend Section 33080.1 of, and to add Section 33763.5 to, the Health and Safety Code, and to amend Section 97.4 of the Revenue and Taxation 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.

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

July 7, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 364

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 364—An act to amend Section 8399 of, and to add and repeal Article 9.7 (commencing with Section 8420) of Chapter 2 of Part 3 of Division 6 of, and to repeal Section 8425 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.

REPORTS OF STANDING COMMITTEES
Committee on Rules

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 25

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

PERATA, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 60

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

PERATA, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 3

With the recommendation: That the resolution be re-referred to the Committee on Judiciary.

PERATA, Chairman

Above resolution re-referred to the Committee on Judiciary.

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 36

With the recommendation: Be adopted.

PERATA, Chairman

Above resolution ordered on file.

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 13

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.

PERATA, Chairman

Above resolution ordered on file.

Committee on Water, Parks and Wildlife

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 263

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MACHADO, Chairman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 79

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Water, Parks and Wildlife.

SWEENEY, Chairman

Above bill ordered to second reading.

REPORTS OF STANDING COMMITTEES

Committee on Health

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1191

With amendments with the recommendation: Amend, and do pass, as amended.

GALLEGOS, Chairman

Above bill ordered to second reading.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 922

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.

GALLEGOS, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 720

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 340

With amendments with the recommendation: Amend, and do pass, as amended.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 3

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 475

With amendments with the recommendation: Amend, and do pass, as amended.

HERTZBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 145
Senate Bill No. 513
Senate Bill No. 641
Senate Bill No. 1302

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 123

With amendments with the recommendation: Amend, and do pass, as amended.

HERTZBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 591

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Revenue and Taxation.

HERTZBERG, Chairman

Above bill ordered to second reading.

Committee on Governmental Organization

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 25
Senate Bill No. 509

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BROWN, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 104
Senate Bill No. 481
Senate Bill No. 608

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

BROWN, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 1144

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

BROWN, Chairwoman

Above bill ordered to second reading.

MESSAGES FROM THE GOVERNOR

The following veto message from the Governor was received and ordered printed in the Journal and the bill ordered to the unfinished business file.

Veto Message—Assembly Bill No. 1459

Governor's Office, Sacramento
July 3, 1997

To the Members of the California Assembly:

I am returning Assembly Bill No. 1459 without my signature.

This bill would make the First Year Law Students Examination (Baby Bar) advisory for students who enter an unaccredited law school after earning a bachelors degree.

The Baby Bar was established in 1935 and has been found to promote a legitimate state interest by the California Supreme Court in *Bib'le* v. *Committee of Bar Examiners* (1980) 26 Cal 3rd 548.

Because these schools are nonaccredited, this examination is currently the only standard available to students attending these schools by which to determine the quality of education that they are receiving. Additionally, the results of the examination also assist the student in determining whether he or she has the potential to become an attorney.

Last year, after vetoing bills conceptually indistinguishable from this one in 1994 and 1995, I signed SB 1950 (Mello). The Mello bill sought to grant relief to the students of unaccredited law schools who suffer uncertainty after failing the Baby Bar. The bill allows such students two additional opportunities to pass the exam without disrupting their studies or losing credits.

The Mello bill was perceived to be a reasonable compromise recognizing the concerns of both the State Bar and the unaccredited schools. This bill, brought forth by the same proponents within weeks of the earlier bill's effective date, abrogates most of the effect of the Mello bill and reverts to the position that the Baby Bar become largely advisory. The same position was rejected in both 1994 and 1995. The distinction that this bill applies only to applicants who have a bachelors degree is hardly compelling. Most individuals seeking a graduate degree first acquire a bachelors degree.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 7th day of July 1997, at 1:30 p.m., of Assembly Bill No. 1459, 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

MESSAGES FROM THE SENATE

Senate Chamber, July 7, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 22

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, July 7, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 591

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, July 7, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 67
Senate Bill No. 78
Senate Bill No. 327

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 7, 1997

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. 1501

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 7, 1997

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. 285
Senate Bill No. 293

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 7, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 20

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 20—Relative to Domestic Violence Awareness Month.

July 7, 1997

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 389 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

ADJOURN IN MEMORY

Assembly Members Shelley and Migden were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Alcus "Pops" Jefferson, of San Francisco.

Assembly Member Shelley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William Turnbull, Jr., of Sausalito, and Robert F. Girard, of San Francisco.

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 "Winnie" Magginetti Baumgartner, of San Benito–Platea.

Assembly Member Leonard was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Henry Salvatori, entrepreneur and philanthropist, of Los Angeles.

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 Dorothy Buffum Chandler, of Los Angeles.

Assembly Member Bordonaro was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of T. J. Hasty, of Wasco.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 730

Assembly Member Keeley was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 730.

JOINT RULE 62(a) WAIVED

Assembly Member Davis was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 827 for hearing in the Committee on Consumer Protection, Governmental Efficiency and Economic Development, on July 8, 1997.

ADJOURN IN MEMORY

Assembly Member Davis was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ona Kennedy, of San Diego.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 578, on request of Assembly Member Gallegos.

JOINT RULE 62(a) WAIVED

Assembly Member Cardoza was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 1161 and 464 for hearing in the Committee on Agriculture, on Wednesday, July 9, 1997.

ADJOURN IN MEMORY

Assembly Members Baca, Leonard, and Olberg were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Floyd Dean Hiser, Sr., of San Bernardino.

ANNOUNCEMENTS

Assembly Member Perata announced that a staff briefing would occur on Tuesday, July 8, 1997, at 2 p.m., in Room 4202 to inform staff of options relative to a delayed State Budget.

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. 258, ordered to third reading.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bill No. 250, ordered to third reading;

Senate Bill No. 144, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 465—An act to add Sections 81004 and 81678 to the Education Code, and to amend Section 15792 of the Government Code, relating to postsecondary education.

Bill read second time; amendments proposed by the Committee on Higher Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 464—An act to add Sections 12836 and 12837 to the Food and Agricultural Code, relating to pesticides.

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 Agriculture.

SENATE CONCURRENT RESOLUTION NO. 33—Relative to religious freedom in China.

Resolution read; amendments proposed by the Committee on International Trade and Development read and adopted, resolution ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 948—An act to amend Section 885.060 of the Civil Code, relating to real property.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1296—An act to amend Section 425.16 of the Code of Civil Procedure, relating to civil actions.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 792—An act to add Section 1213 to the Probate Code, relating to probate.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1159—An act to amend, repeal, and add Section 820.9 of the Government Code, relating to governmental tort liability.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 562—An act to amend Section 66499.7 of the Government Code, relating to land use.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 691—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. 692—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. 693—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. 927—An act to amend Section 65858 of the Government Code, relating to land use.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 303—An act to amend Section 41204.1 of the Education Code, and to amend Sections 97.2 and 97.3 of the Revenue and Taxation Code, relating to local government finance.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 827—An act to amend Sections 101, 128.5, 130, 200.1, 205, 675, 800, 1242.6, 1680, 2071, 2221.1, 2660, 2701, 2708, 2761, 2841, 2842, 2847, 2873.6, 2873.7, 2881, 2890, 2893, 2894, 3527, 3750, 4001, 4003, 4008, 4501, 4503, 4546, 4547, 4800, 4804.5, 4848, 4905, 4955, 5510, 5514, 5517, 5526, 5536.27, 8520, 8528, and 8616.4 of, to amend and repeal Sections 5566, 5566.1, and 5566.2 of, and to add Sections 473.15, 473.6, 4013, and 4808.5 to, the Business and Professions Code, relating to licensed professionals, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

SENATE BILL NO. 206—An act to amend Section 12514 of the Water Code, relating to water.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 687—An act to add Section 1374.14 to the Health and Safety Code, and to add Section 10123.86 to the Insurance Code, relating to health coverage.

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 Insurance.

SENATE BILL NO. 512—An act to amend Section 510 of the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1137—An act to amend Sections 10113.1 and 10113.2 of the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1277—An act to amend Sections 1033 and 1063.1 of the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

MOTION TO SUSPEND JOINT RULE 30

Assembly Member Villaraigosa moved that Joint Rule 30 be suspended, as it relates to the Conference Committee Reports on Senate Bills Nos. 293 and 285 and Assembly Bills Nos. 1501 and 1006 for the purpose of permitting consideration of the report prior to its being in print and being noticed in the Daily File for not less than one legislative day.

Motion carried by the following vote:

AYES—77

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	Runner
Alby	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Floyd	Migden	Sweeney
Baca	Frusetta	Miller	Takasugi
Baldwin	Gallegos	Morrissey	Thomson
Battin	Goldsmith	Morrow	Torlakson
Baugh	Havice	Murray	Villaraigosa
Bordonaro	Hertzberg	Napolitano	Vincent
Bowen	Honda	Olberg	Washington
Bowler	House	Oller	Wayne
Brewer	Keeley	Ortiz	Wildman
Brown	Knox	Pacheco	Woods
Caldera	Kuehl	Papan	Wright
Campbell	Kuykendall	Perata	Mr. Speaker
Cardenas	Leach	Poochigian	
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—1

Granlund

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONFERENCE COMMITTEE REPORTS

SENATE BILL NO. 293 (As proposed by the Conference Committee)—An act to add Chapter 4.5 (commencing with Section 15388) to Part 6.7 of Division 3 of Title 2 of the Government Code, to add Section 99155.1 to the Public Utilities Code, to add Division 9 (commencing with Section 17000) to the Unemployment Insurance Code, to add Sections 10506, 10553.2, 11218, 11265.8, 15204.3, 15204.4, and 17000.7 to, to add Articles 3.7 (commencing with Section 11337), 9 (commencing with Section 11520), 9.5 (commencing with Section 11525), and 9.7 (commencing with Section 11526) to Chapter 2 of Part 3 of Division 9 of, to add Chapter 3 (commencing with Section 10065) to Part 1 of Division 9 of, to add Chapters 1.3 (commencing with Section 10530), 1.5 (commencing with Section 10540), and 11 (commencing with Section 10990) to Part 2 of Division 9 of, to add Part 5.3 (commencing with Section 17650) to Division 9 of, to repeal Sections 11265.1, 11265.5, 11450.6, 15204.6, and 15204.7 of, and to repeal and add Sections 11265 and 15204.2 of, the Welfare and Institutions Code, relating to human services.

Conference Committee Report presented by Assembly Member Aroner.

Request for Use of Visual Aids

Assembly Member Pringle was granted unanimous consent that Members be permitted to use visual aids on the Floor to assist in debate on the Conference Committee reports on welfare reform.

The question being on the adoption of the Conference Committee Report.

Report adopted by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

At 3:18 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 1501 (As proposed by the Conference Committee)—An act to amend Sections 8208, 8263, and 8286 of, to add Sections 8216, 8225, 8263.1, 8277.5, 8277.6, 72620.5, and 84759 to, to add Sections 48274, 48326, 48327 to, to add Article 25 (commencing with Section 8498.1) to Chapter 2 of Part 6 of, to add Article 5 (commencing with Section 79200) to Chapter 9 of Part 48 of, to add Chapter 2.3 (commencing with Section 8499) to Part 6 of, to add Chapter 2 (commencing with Section 10200) to Part 7 of, to repeal Chapter 2.5 (commencing with Section 8499) of Part 6 of, and to repeal and add Article 15.5 (commencing with Section 8350) of Chapter 2 of Part 6 of, the Education Code, to add Chapters 1.12 (commencing with Section 15365.50) and 7 (commencing with Section 15398) to, Part 6.7 of Division 3 of Title 2 of, the Government Code, to add Section 1597.36 to the Health and Safety Code, to add Sections 15003.4 and 15003.5 to, and to add Chapter 6 (commencing with Section 11010) to Part 1 of Division 3 of, the Unemployment Insurance Code, and to amend Sections 11325.4 and 11328 of, to add Sections 11325.5, 11325.7, and 11325.8 to, to add Chapter 3.1 (commencing with Section 18251) to Part 6 of Division 9 of, and to repeal and add Sections 11323.8 and 11325.23 to, and to repeal and add Article 8 (commencing with Section 11500) of Chapter 2 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to human services.

Conference Committee Report presented by Assembly Member Aroner.

Point of Order

Assembly Member Brown arose to the following point of order:

Assembly Member Oller is not limiting debate to the merits of the Conference Committee Report on Assembly Bill No. 1501.

Point of Order

Assembly Member Aguiar arose to the following point of order:

Assembly Member Oller is debating on his time and may speak to all issues of welfare reform.

Ruling by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore ruled the point of order by Assembly Member Aguiar not well-taken; debate must be confined to the merits of the Conference Committee Report on Assembly Bill No. 1501.

Point of Order

Assembly Member Pringle arose to the following point of order:

That leadership of each Caucus had agreed that debate would not be restricted to each specific Conference Committee Report on welfare reform before the Body.

Point of Order

Assembly Member Villaraigosa arose to the following point of order:

Leadership of each Caucus agreed that the four Conference Committee Reports on welfare reform would be debated as a package, but that debate must be confined to the contents of the four reports.

Point of Order

Assembly Member Brown arose to the following point of order:

Assembly Member Kaloogian is not limiting debate to the merits of the Conference Committee Report on Assembly Bill No. 1501.

Ruling by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore ruled the point of order well-taken.

The question being on the adoption of the Conference Committee Report.

Report adopted by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

Above bill ordered enrolled.

At 4:39 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

ASSEMBLY BILL NO. 1006 (As proposed by the Conference Committee)—An act to add Chapter 17 (commencing with Section 50897) to Part 2 of Division 31 of the Health and Safety Code, to amend Sections 11004, 11155, 11155.2, 11157, 11200, 11201, 11331.5, 11450, 11450.018, 11450.1, 11453, 14132.90, 14132.95, and 15200 of, to amend the heading of Chapter 2 (commencing with Section 11200) of Part 3 of Division 9 of, to add Sections 10063, 11155.25, 11155.3, 11155.35, 11155.4, 11160, 11266.5, 11451.5, 11475.4, 11495.6, 12151, 12305.6, 15204.55, and 18925 to, to add Article 10 (commencing with Section 11530) to Chapter 2 of Part 3 of Division 9 of, to add Chapters 10.1 (commencing with Section 18930), 10.2 (commencing with Section 18935), and 10.3 (commencing with Section 18940) to Part 6 of Division 9 of, to add and repeal Section 11253.3 of, to add and repeal Article 5.5 (commencing with Section 12220) of Chapter 3 of Part 3 of Division 9 of, to repeal Sections 11201.5 and 11255 of, and to repeal and add Section 11450.5 of, the Welfare and Institutions Code, relating to human services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Conference Committee Report presented by Assembly Member Ducheny.

Urgency Clause

Urgency clause read.

Urgency clause and Conference Committee Report refused adoption by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

At 5:19 p.m., Assistant Speaker pro Tempore Joe Baca 62nd District, presiding

Objection to Vote Adds

Assembly Member Villaraigosa withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Conference Committee Report on Assembly Bill No. 1006.

OBJECTION TO VOTE ADDS

Assembly Member Pringle withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Conference Committee Reports on Assembly Bill No. 1501 and Senate Bill No. 293.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 7, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1501

And reports the same correctly enrolled, and presented to the Governor at 5 p.m., July 7, 1997.

E. DOTSON WILSON, Chief Clerk

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONFERENCE COMMITTEE REPORTS

SENATE BILL NO. 285 (As proposed by the Conference Committee)—An act to add Section 10214.7 to, to repeal and add Section 1611.5 of, the Unemployment Insurance Code, and to amend Sections 11320.3, 11322.2, 11323.2, 11323.4, 11324.4, 11324.5, 11324.6, 11324.7, 11325, 11325.2, 11325.21, 11325.22, 11327.4, 11328, 11477, and 11486 of, to amend the heading of Article 3.2 (commencing with Section 11320) of Chapter 2 of Part 3 of Division 9 of, to add Sections 11320.1, 11320.15, 11322.61, 11322.62, 11322.7, 11322.9, 11325.1, 11327.9, 11454, 11454.5, 11477.02, 11477.04, 11477.06, and 11477.08 to, to add Article 7.5 (commencing with Section 11495) to Chapter 2 of Part 3 of Division 9 of, to repeal Sections 11320.4, 11320.6, 11320.8, 11321, 11321.2, 11321.4, 11321.8, 11322, 11322.41, 11323, 11323.1, 11324.2, 11451.6, and 11451.7 of, to repeal and add Sections 11320, 11322.4, 11322.6, 11322.8, 11323.6, 11323.8, 16575, 16576, 16576.5, and 16577 of, the Welfare and Institutions Code, relating to human services, and making an appropriation therefor.

Conference Committee Report presented by Assembly Member Brown.

Point of Order

Assembly Member Villaraigosa arose to the following point of order:

Assembly Member Battin must limit debate to the merits of the four Conference Committee Reports before the Body.

Ruling by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore ruled the point of order well-taken.

Point or Order

Assembly Member Aguiar arose to the following point of order:

Assembly Member Perata is not limiting debate to the merits of the Conference Committee Report on Senate Bill No. 285.

Ruling by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore ruled the point of order well-taken.

The question being on the adoption of the Conference Committee Report.

Report adopted by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—37

Ackerman	Campbell	Leonard	Prenter
Aguiar	Cunneen	Margett	Pringle
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bordonaro	Kaloogian	Oller	
Bowler	Kuykendall	Pacheco	
Brewer	Leach	Poochigian	

COMMITTEE MEETING ANNOUNCEMENTS

Assistant Speaker pro Tempore Baca made the following committee announcements:

Banking and Finance would meet today, upon adjournment of Floor session, in Room 437;

Governmental Organization, meeting for today is cancelled;

Natural Resources, would meet ½ hour after adjournment of Floor session in Room 447;

Revenue and Taxation, meeting for today is cancelled;

Transportation, would meet upon adjournment;

Utilities and Commerce, would meet 15 minutes after adjournment of Floor session.

At 6:40 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Resolution

SENATE CONCURRENT RESOLUTION NO. 34 (Thompson)—Relative to the Robert H. "Bob" Weatherwax Memorial Bridge.

Resolution read, and adopted by the following vote:

AYES—80

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

NOES—None

Resolution ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

Assembly Member Papan was granted unanimous consent that Senate Bill No. 31 be re-referred from the Committee on Banking and Finance to the Committee on Revenue and Taxation.

At 6:42 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

MOTION TO ADJOURN

At 6:43 p.m., Assembly Member Villaraigosa moved that the Assembly do now adjourn.

Assembly Member Escutia seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members House, Prenter, and Kuehl arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Villaraigosa that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 6:48 p.m., Assistant Speaker pro Tempore Baca declared the quorum call of the Assembly dispensed with.

MESSAGES FROM THE GOVERNOR

The following veto message from the Governor was received and ordered printed in the Journal and the bill ordered to the unfinished business file:

Veto Message—Assembly Bill No. 1501

Governor's Office, Sacramento
July 7, 1997

To the Members of the California Assembly:

I am returning Assembly Bill No. 1501 without my signature.

It is one of a package of bills that purport to reform welfare. Taken together, these bills would make a number of changes to the Aid to Families with Dependent Children (AFDC) Program. The more significant changes in this bill include creating a new child care system and establishing a loan guaranty and direct loan funds for the construction, expansion or improvement of child care facilities. The bill would also create the Job Creation Investment Fund and permit recipients to participate in a self initiated education program even if the recipient is employable.

After a careful review of these bills, it is apparent that they represent a stunning rejection of both the spirit and the letter of The Personal Responsibility Act signed by President Clinton last summer. Instead, the policies embodied in these bills not only perpetuate a gravely flawed system that discourages work, encourages dependency and inhibits a county's ability to design a system specific to the needs of their community and neediest citizens, they make it worse. Much worse.

Specifically—to cite a few of the flaws created—these bills:

- exempt hundreds of thousands of recipients from work requirements;
- make a mockery of time limits and work requirements even for those not exempted;
- not only fail to produce the savings clearly anticipated by the President and Congress (and already achieved by other states that have enacted true reform), but impose huge new unfunded state costs because of the new and expanded guaranteed benefit programs, which would require either new taxes or deep cuts in existing state health, education, public safety or other state benefit programs;
- expand eligibility and therefore caseload thus raising the threshold for meeting federal work requirements and assuring future penalty if California has not increased the number of recipients working;
- make a mockery of workforce by reducing the number of hours to be worked by the recipient to a fraction of the work-week expected of working taxpayers, and far less even than the twenty hours per week required by federal law, triggering federal penalty;

- deny counties any financial incentive to make the energetic effort required at the local level to succeed in moving recipients from welfare to work by failing to permit them to share in program savings;
- increase the cost of child care by adding new requirements which limit parental choice; and potentially serious under-fund child care;
- create a bureaucratic procedural safe haven for recipients who refuse valid job offers;
- ignore the clear lesson learned by and the success of counties which have implemented the "work first" approach to job placement, instead encouraging the deferral of work experience for up to 2½ years;
- seriously diminish our ability to eradicate welfare fraud;
- fail to require, as a condition of receiving the grant, that the recipient assure that the paternity of recipient children is established, assure that their children attend school, and assure that their children obtain required immunization without delay; and
- fail (I assume inadvertently) to exclude as eligible recipients 17,000 fugitive felons and heaven only knows how many drug felons.

To repeat, these are a few of the more grievous defects of this package of bills.

Reform must include a system that gives counties maximum flexibility and fiscal incentives to help people move from welfare to work within statewide program standards. The current system is driven by volumes of state and federal rules which strive for bureaucratic uniformity and discourage county initiative. The existing system must be replaced by one that responds to welfare recipients as individuals, eliminates barriers to work, and uses the tools necessary and available at the local level to move recipients into the workforce.

Instead, the system designed in this proposal expands and enshrines bureaucratic uniformity. Indeed the proposal is so excessively prescriptive that new waiver authority is included to permit a county to modify work incentives for specified residents.

This package of bills in short has been designed and crafted to defeat the very purposes of the Federal Personal Responsibility Act to which it purports to respond, and to achieve an entirely contradictory result.

I can only assume that it was crafted by the most over-zealous of welfare rights advocates; and that many members of the majority who voted for these bills had no real understanding of their provisions or pernicious impacts. These bills are unfair both to recipients and their children whom it offers not temporary aid, but prolonged dependency—and to working taxpayers upon whom it would pile significant new burdens.

With all its manifest, serious defects, the present failed welfare system is significantly less threatening than the expanded one these bills would put in place.

The Federal Personal Responsibility Act demands a response. This performance is worse than disappointing, especially when compared to the genuine reforms enacted by other states.

The clock is running. I respectfully ask that the Legislature send me true welfare reform without further delay.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 7th day of July 1997, at 5:58 p.m., of Assembly Bill No. 1501, 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

INTRODUCTION OF GUESTS

Assembly Member McClintock, of the 38th Assembly District, introduced Bill and Marilyn Edrington, and their children, Amy, Jaclyn, and Will, of Fillmore.

Assembly Member Papan, of the 19th Assembly District, introduced former Speaker pro Tempore of the Assembly, Frank Vicencia.

Assembly Member Napolitano, of the 58th Assembly District, introduced the Honorable Mohammed Ameur, Member of Parliament of Morocco.

Assembly Member Cardoza and Speaker pro Tempore Kuehl introduced the following members of The YES Company (Youth Entertainment Stage), of Modesto: Robert Moreno, Thomas Wong, Venus Steveson, Daniel Shelton, Brandi Samuels, and their instructor, Melanie Wyatt.

ADJOURNMENT

At 6:48 p.m., pursuant to the motion by Assembly Member Villaraigosa the Assembly adjourned until 7 a.m., Tuesday, out of respect to the memory of Alcus "Pops" Jefferson, on motion of Assembly Members Shelley and Migden; out of respect to the memory of William Turnbull, Jr. and Robert F. Girard, on motion of Assembly Member Shelley; out of respect to the memory of "Winnie" Magginetti Baumgartner, on motion of Assembly Member Frusetta; out of respect to the memory of Ona Kennedy, on motion of Assembly Member Davis; out of respect to the memory of Dorothy Buffum Chandler, on motion of Assembly Member Villaraigosa; out of respect to the memory of T. J. Hasty, on motion of Assembly Member Bordonaro; out of respect to the memory of Floyd Dean Hiser, Sr., on motion of Assembly Members Baca, Leonard, and Olberg; and out of respect to the memory of Henry Salvatori, on motion of Assembly Member Leonard.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 7, 1997

The following measures were amended in the Assembly on this day:

SB	RN
45	9717566
151	9717406
172	9717599
196	9717531
206	9717091
275	9717381
303	9717415
318	9717650
361	9717238
364	9717460
377	9717384
408	9716839
464	9717433
465	9717291
512	9717379
644	9716713
651	9717295
675	9717652
687	9716835
795	9717117
817	9717408
827	9717511
923	9716692
945	9717429
969	9717750
1026	9717516
1027	9717526
1040	9715865
1137	9717377
1179	9717435
1277	9717380
1295	9716982
1330	9717275
1338	9716707

SCR	RN
33	9717306

Daily Total: 35
Cumulative Total: 2523

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, July 8, 1997

ONE HUNDRED SECOND SESSION DAY

TWO HUNDRED NINETEENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, July 8, 1997

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—80:

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

Quorum present.

At 1:58 p.m., Hon. Jim Morrissey, 69th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 8, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Carol Migden to the Assembly Insurance Committee for today, July 8, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 8, 1997

MEMORANDUM

TO: All Members of the Assembly
FROM: Speaker Cruz M. Bustamante

The schedule for this week's floor session is as follows:

Wednesday, July 9	Check-in Session
Thursday, July 10	8:30 a.m. Floor Session
Friday, July 11	9:30 a.m. Floor Session

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 8, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 22
Assembly Joint Resolution No. 8
Assembly Joint Resolution No. 11
Assembly Joint Resolution No. 29

And reports the same correctly enrolled, and presented to the Secretary of State on the 8th day of July, 1997, at 11:45 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 8, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 81
Assembly Bill No. 132
Assembly Bill No. 139
Assembly Bill No. 292
Assembly Bill No. 327
Assembly Bill No. 451
Assembly Bill No. 566
Assembly Bill No. 1130
Assembly Bill No. 1410

And reports the same correctly enrolled, and presented to the Governor at 12 m., July 8, 1997.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS
Committee on Housing and Community Development

July 8, 1997

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 488

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 488—An act to amend Section 33334.17 of, and to repeal Sections 33320.6 and 33334.18 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.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

July 8, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Constitutional Amendment No. 22

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 22—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 2 of Article XIII A thereof, relating to taxation.

Resolution read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Environmental Safety and Toxic Materials

July 8, 1997

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 660

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WAYNE, Chairman

SENATE BILL NO. 660—An act to amend Sections 25143, 25165, 25166, 25166.5, 25201.6, 25205.5, 25205.6, 25205.7, 25205.14, 25205.18, 25205.19, 25207.12, 25209.7, 25221, 25354.5, and 25404.5 of, and to repeal Sections 25167, 25187.9, 25205.8, 25205.9, 25340, 25341, 25343, and 25345 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 Housing and Community Development

July 8, 1997

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 801

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 801—An act to amend Section 50053 of the Health and Safety Code, relating to housing, 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

July 8, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 226

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 226—An act to amend Section 14523 of, and to add Section 14529.1 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.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

July 8, 1997

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 230

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 230—An act to amend Section 41712 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 Higher Education

July 8, 1997

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Senate Bill No. 877

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LEMPERT, Chairman

SENATE BILL NO. 877—An act to add Chapter 5 (commencing with Section 88300) to Part 51 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 Housing and Community Development

July 8, 1997

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 1313

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 1313—An act to add Section 23010.5 to the Government Code, relating to agricultural housing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 8, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 1009
Senate Bill No. 1243

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 1009—An act to amend Section 14092.15 of, and to add Sections 14087.62 and 14452.1 to, the Welfare and Institutions Code, relating to human services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1243—An act to amend Sections 1636.5 and 1724 of the Business and Professions Code, and to amend Section 4 of Chapter 1299 of the Statutes of 1992, relating to dentistry, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Insurance

July 8, 1997

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 319

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 319—An act to amend Section 1057.6 of, and to add Sections 1057.61, 1057.62, and 1057.63 to, the Civil Code, and to add Sections 12340.12 and 12340.13 to the Insurance Code, relating to title 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 Elections, Reapportionment and Constitutional Amendments

July 8, 1997

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 49

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VINCENT, Chairman

SENATE BILL NO. 49—An act to add and repeal Chapter 4.6 (commencing with 84600) of Title 9 of the Government Code, relating to the Political Reform Act of 1974, 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

July 8, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 506
Senate Bill No. 507

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 506—An act to amend Sections 1808, 1810, 4000.37, 11704.5, and 27314.5 of the Vehicle Code, relating to vehicles.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 507—An act to amend Section 30634 of the Public Utilities Code, and to amend Sections 1807.5, 1808.5, 5901, 21100, 25258, and 40509.5 of, to add Section 521.5 to, and to add Article 5 (commencing with Section 21250) to Chapter 1 of Division 11 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 Water, Parks and Wildlife

July 8, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1245

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 1245—An act to add Section 10756 to the Water Code, relating to water.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Environmental Safety and Toxic Materials

July 8, 1997

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 365

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WAYNE, Chairman

SENATE BILL NO. 365—An act to amend Section 12753 of the Food and Agricultural Code, relating to pesticides.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 8, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 114
Senate Bill No. 596
Senate Bill No. 1125
Senate Bill No. 1129

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 114—An act to amend Sections 4054 and 4059 of the Business and Professions Code, relating to pharmacy.

Bill read 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. 596—An act to add and repeal Section 1644.6 of the Health and Safety Code, relating to health, 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. 1125—An act to amend Sections 127750 and 128760 of, and to add Section 127767 to, the Health and Safety Code, relating to health, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1129—An act to add Section 1373.96 to the Health and Safety 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 Health

July 8, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 1292

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 1292—An act to add Section 1373.31 to the Health and Safety Code, relating to health care service plans.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

July 8, 1997

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 1048

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 1048—An act to amend Section 31006 of, and to add Chapter 4.5 (commencing with Section 31160) to Division 21, of the Public Resources Code, relating to coastal resources.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

July 8, 1997

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 673

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 673—An act to add Section 13396.9 to the Water Code, relating to water, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

July 8, 1997

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 251

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 251—An act to add Chapter 12 (commencing with Section 5860) to Division 5 of the Public Resources Code, relating to forest resources, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 815

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BOWEN, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Utilities and Commerce

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 477

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

MARTINEZ, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 558

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

MARTINEZ, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 252

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

MARTINEZ, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 595

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.

MARTINEZ, Chairwoman

Above bill ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 472

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MACHADO, Chairman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 454
Senate Bill No. 1227

With amendments with the recommendation: Amend, and do pass, as amended.

SWEENEY, Chairman

Above bills ordered to second reading.

Committee on Health

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 954

With amendments with the recommendation: Amend, and do pass, as amended.

GALLEGOS, Chairman

Above bill ordered to second reading.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 814

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Judiciary.

GALLEGOS, Chairman

Above bill ordered to second reading.

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 850

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Local Government.

GALLEGOS, Chairman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 432
Senate Bill No. 1329

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

MURRAY, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 113
Senate Bill No. 192
Senate Bill No. 417
Senate Bill No. 810
Senate Bill No. 839
Senate Bill No. 1057
Senate Bill No. 1118
Senate Bill No. 1325
Senate Bill No. 1352

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

MURRAY, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 626

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.

MURRAY, Chairman

Above bill ordered to second reading.

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 793

With the recommendation: Do pass, and be re-referred to the Committee on Education.

MURRAY, Chairman

Above bill re-referred to the Committee on Education.

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 Bill No. 512, ordered to third reading;

Senate Bill No. 206, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 263—An act to amend Sections 714, 7149.2, and 13005 of, and to add Section 3031.2 to, the Fish and Game Code, relating to fish and game, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 79—An act to amend Section 22050 of, to add Sections 20711 and 20792 to, and to add Article 130 (commencing with Section 21700) to Chapter 1.5 of Part 3 of Division 2 of, the Public Contract Code, relating to local agency contracts.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Water, Parks and Wildlife.

SENATE BILL NO. 1191—An act relating to health care.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 922—An act to amend Section 2290.5 of the Business and Professions Code, relating to medicine.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 720—An act to add and repeal Section 9250.19 of the Vehicle Code, relating to vehicles, 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. 340—An act to add Section 1714.455 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.

SENATE BILL NO. 3—An act to amend Section 11055 of the Health and Safety Code, relating to controlled substances, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 475—An act to add Section 2052.5 to the Penal Code, relating to prisons.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 145—An act to amend Section 3302 of the Government Code, relating to public safety officers.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 513—An act to add Section 12001.1 to the Penal Code, relating to firearms.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 641—An act to amend Section 1270.1 of the Penal Code, relating to bail.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1302—An act to amend Section 11105.3 of the Penal Code, relating to employees.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 123—An act to amend Sections 817, 861, and 1538.5 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.

SENATE BILL NO. 591—An act to amend Section 12076 of the Penal Code, and 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 Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Revenue and Taxation.

SENATE BILL NO. 1144—An act to amend Section 19596 of the Business and Professions Code, relating to horseracing, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Banking and Finance, on Monday, July 14, 1997, at 4 p.m., in Room 437;

Joint Hearing of Televising the Assembly and Information Technology, Senate Select Committee on Economic Development, and Senate Select Committee on Procurement, Expenditures and Information Technology, on Monday, July 14, 1997, at 3 p.m., in Room 112.

JOINT RULE 62(a) WAIVED

Unanimous consent was granted that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 804 for hearing in the Committee on Appropriations, on July 9, 1997.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, July 9, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 8, 1997

The following measures were amended in the Assembly on this day:

ACA	RN
22	9717492

SB	RN
3	9717484
49	9717841
79	9717582
114	9717614
123	9717398
145	9717427
226	9717561
230	9717672
251	9717813
263	9717428
319	9717680
340	9717589
365	9717571
475	9717401
488	9717747
506	9717655
507	9717659
513	9717399
591	9717497
596	9716569
641	9717504
660	9717150
673	9717592
720	9717452
801	9717559
877	9716326
922	9717472
1009	9717881
1048	9717838
1125	9717701
1129	9717807
1144	9717359
1191	9717463
1243	9717524
1245	9717569
1292	9717866
1302	9717391
1313	9717738

Daily Total: 39
Cumulative Total: 2562

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, July 9, 1997

ONE HUNDRED THIRD SESSION DAY

TWO HUNDRED TWENTIETH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, July 9, 1997

The Assembly met at 7 a.m.
Hon. Mike Honda, Assembly Member, 23rd 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—77:

Ackerman	Escutia	Machado	Richter
Aguiar	Figueroa	Margett	Runner
Alquist	Firestone	Martinez	Scott
Aroner	Floyd	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Wright
Cardoza	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	
Davis	Lempert	Prenter	
Ducheny	Leonard	Pringle	

Quorum present.

At 1:50 p.m., Hon. Scott Wildman, 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 Members were granted leaves of absence for the day:

On legislative business: Assembly Member Bowen.

On personal business, and waiving per diem: Assembly Member Woods.

Because of illness: Assembly Member Alby.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal.

July 3, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: On Tuesday, July 8th I will be traveling from my capitol office to my district office to meet on legislative business. I will be returning back to my capitol office the morning of Thursday, July 10th in time for session.

Please feel free to contact me should you have any questions.

Sincerely,

DEBRA BOWEN, Assembly Member
Fifty-third District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 9, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Steve Baldwin to the Assembly Appropriations Committee to replace Assemblymember Keith Olberg for today, July 9, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 8, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Senate Resolution in 1974, I have named Assembly Member Debra Bowen and Assembly Member Virginia Strom-Martin to serve on the Western Legislative Forestry Task Force.

The effective date of the appointments is July 8, 1997, and these are pleasure appointments.

Assembly Members Bowen and Strom-Martin will be replacing Assembly Member Tom Woods and former Assembly Member Dan Hauser.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 8, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 213
Assembly Bill No. 245
Assembly Bill No. 1004

And reports the same correctly enrolled, and presented to the Governor at 3:30 p.m., July 8, 1997.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 9, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 22

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, July 9, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61 (a) (7) as it relates to Assembly Bill No. 258.

RICHARD E. FLOYD

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS

Committee on Environmental Safety and Toxic Materials

July 9, 1997

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 661
Senate Bill No. 1081
Senate Bill No. 1090

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WAYNE, Chairman

SENATE BILL NO. 661—An act to add Section 13307.1 to the Water Code, relating to water.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1081—An act to add Chapter 3 (commencing with Section 850) to Title 3 of Part 2 of Division 2 of the Civil Code, relating to hazardous materials.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1090—An act to amend Sections 25149.5 and 25173.5 of the Health and Safety Code, relating to hazardous 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 Governmental Organization

July 9, 1997

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Senate Bill No. 993

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 993—An act to amend Section 25600 of, and to add Sections 23363.1 and 23363.2 to, 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 Water, Parks and Wildlife

July 9, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Senate Bill No. 543

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 543—An act relating to water, 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 Water, Parks and Wildlife

July 9, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Senate Bill No. 329

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 329—An act to amend Sections 4181, 4181.1, and 4651 of, and to add Section 4181.2 to, the Fish and Game Code, relating to game, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

July 9, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 468
Senate Bill No. 980
Senate Bill No. 1238
Senate Bill No. 1346

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

SENATE BILL NO. 468—An act to add Section 1522.06 to the Health and Safety Code, relating to community care facilities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 980—An act to add and repeal Chapter 3.6 (commencing with Section 13827) of Title 6 of Part 4 of the Penal Code, relating to crime prevention.

Bill read 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. 1238—An act to amend Section 368 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.

SENATE BILL NO. 1346—An act to amend Sections 101, 485, 486, 489, 810, 2499.5, 2530.2, 2530.5, 2530.6, 2531, 2531.05, 2531.1, 2531.2, 2531.3, 2531.4, 2531.6, 2531.7, 2531.8, 2531.9, 2531.95, 2532.1, 2532.2, 2532.4, 2533.4, 2534, 2534.1, 2534.2, 2535, 2535.2, 2535.4, 2536, 2539, 2760.1, 2902, 2928, 2929, 2933, 2940, 2941, 2948, 2971, 2980, 2984, 3225, 3362, 3401, 5029, 5107, 7330, 7335, 7337, 7340, 7404, 7414, 7415, 7417, 7423, and 7860 of, to add Sections 144 and 2531.75 to, to repeal and add Section 2531.5 of, and to repeal Sections 6529, 6548, 6560, 6625, 6630, 6632, 6633, 6634, 6635, 6635.2, 6636, 7302, 7311, 7312, 7314, 7314.1, 7314.2, 7320, 7322, 7373, 7384, 7390, 7391, 7392, 7393, 7394, 7395, 7412, 7420, 7427, 7431, 7436, 7437, 7437.3, and 7444 of, the Business and Professions Code, and to amend Section 13401.5 of the Corporations Code, relating to professions and vocations.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

July 9, 1997

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 703

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MARTINEZ, Chairwoman

SENATE BILL NO. 703—An act to amend Section 6353 of the Public Utilities Code, relating to energy transporters.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

July 9, 1997

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 784

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 784—An act to amend Sections 25001, 25002, 25004, and 25007 of, to add Sections 25141, 25142, and 25143 to, and to repeal Section 25003 of, the Public Resources Code, 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 Appropriations

July 9, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 53
Senate Bill No. 1334

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 53—An act to amend Section 8842 of, to add Article 10.5 (commencing with Section 8845) to Chapter 3 of Part 3 of Division 6 of, and to add and repeal Sections 7852.6 and 7882 of, the Fish and Game and 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.

SENATE BILL NO. 1334—An act relating to agriculture.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

July 9, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 818

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

SENATE BILL NO. 818—An act to amend Sections 2933 and 3057 of, and to add Chapter 4.9 (commencing with Section 1175) to Title 7 of Part 2 of, the Penal Code, relating to prisons.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Insurance

July 9, 1997

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 1315

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 1315—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.

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 9, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 564
Senate Bill No. 589
Senate Bill No. 779
Senate Bill No. 1145

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 564—An act to amend Section 6323 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.

SENATE BILL NO. 589—An act to add Article 4.1 (commencing with Section 1804.10) to Chapter 1 of Title 2 of Part 4 of Division 3 of the Civil Code, relating to retail installment contracts.

Bill read 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. 779—An act to amend Section 1218.5 of the Code of Civil Procedure, and to add Part 2.5 (commencing with Section 3300) to Division 8 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.

SENATE BILL NO. 1145—An act to amend Sections 6140 and 6140.4 of the Business and Professions Code, relating to the State Bar of California.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Housing and Community Development

July 9, 1997

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 576

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORLAKSON, Chairman

SENATE BILL NO. 576—An act to amend Section 33080.1 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.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 9, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 171
Senate Bill No. 243
Senate Bill No. 491

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 171—An act to amend Section 1808.4 of the Vehicle Code, relating to vehicles.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 243—An act to amend Sections 7522, 7582.2, 7583.12, 7583.22, 7583.33, 7583.37, 7597.1, and 7597.6 of, and to repeal Section 7522.1 of, the Business and Professions Code, and to amend Sections 70 and 12033 of the Penal Code, relating to security services, and declaring the urgency thereof, to take effect immediately.

Bill read 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. 491—An act to add Chapter 17 (commencing with Section 7440) to Title 7 of Part 3 of the Penal Code, relating to prisons.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 9, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 1062
Senate Bill No. 1094
Senate Bill No. 1099
Senate Bill No. 1130
Senate Bill No. 1349

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 1062—An act to add Section 1367.20 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.

SENATE BILL NO. 1094—An act to amend Section 2401 of the Business and Professions Code, and to amend Section 1206 of the Health and Safety 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.

SENATE BILL NO. 1099—An act to add Section 14085.56 to the Welfare and Institutions Code, relating to human services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1130—An act to add Section 14085.7 to the Welfare and Institutions Code, relating to human services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1349—An act to amend Sections 4001, 4002, 4003, 4004, 4005, 4007, 4008, 4017, 4018, 4021, 4022, 4023, 4024, 4025, 4028, 4029, 4030, 4031, 4033, 4034, 4037, 4040, 4043, 4051, 4052, 4053, 4054, 4055, 4056, 4057, 4058, 4059, 4060, 4061, 4062, 4063, 4064, 4070, 4071, 4072, 4073, 4074, 4076, 4077, 4080, 4081, 4082, 4100, 4101, 4102, 4103, 4110, 4111, 4112, 4113, 4114, 4115, 4116, 4117, 4118, 4119, 4120, 4122, 4130, 4131, 4132, 4133, 4137, 4138, 4143, 4144, 4150, 4160, 4161, 4162, 4163, 4164, 4170, 4174, 4175, 4180, 4182, 4191, 4192, 4197, 4200, 4201, 4202, 4205, 4231, 4232, 4300, 4301, 4303, 4305, 4307, 4309, 4311, 4312, 4320, 4321, 4322, 4326, 4331, 4333, 4339, 4341, 4360, 4361, 4369, 4370, 4372, 4400, 4401, and 4402 of, to add Sections 4025.1, 4032.5, 4059.5, 4078, 4104, 4105, 4119.5, 4125, 4136.5, 4165, 4166, 4167, 4305.5, 4306.5, 4313, and 4345 to, to repeal Sections 4009, 4020, 4186, 4230, and 4233 of, and to repeal and add Sections 4016 and 4136 of, the Business and Professions Code, and to amend Sections 11122 and 11150 of the Health and Safety Code, relating to pharmacy, 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 Utilities and Commerce

July 9, 1997

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 90

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MARTINEZ, Chairwoman

SENATE BILL NO. 90—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 Water, Parks and Wildlife

July 9, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1006

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 1006—An act to add and repeal Sections 10915, 10916, 10917, and 10918 of the Fish and Game Code, relating to marine refuges, 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

July 9, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 133

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 133—An act to amend Section 8 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), 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 Governmental Organization

July 9, 1997

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 609

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 609—An act to amend Sections 23801, 23803, 23805, and 23958 of, and to add Sections 23800.1, 23800.2, and 23800.3 to, 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.

REPORTS OF STANDING COMMITTEES
Committee on Higher Education

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 316
Senate Bill No. 824

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

LEMPERT, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Public Safety

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 243
Senate Bill No. 295
Senate Bill No. 418
Senate Bill No. 434
Senate Bill No. 547
Senate Bill No. 688
Senate Bill No. 940
Senate Bill No. 951
Senate Bill No. 1089
Senate Bill No. 1092

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1204

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

HERTZBERG, Chairman

Above bill re-referred to the Committee on Appropriations.

~~Date of Hearing: July 8, 1997~~

~~Mr. Speaker: Your Committee on Public Safety reports:~~

~~Assembly Bill No. 1468~~

~~With the recommendation: Do pass.~~

~~HERTZBERG, Chairman~~

~~Above bill ordered to second reading.~~

(NOTE: On July 11, 1997, the action was rescinded whereby the above Report of the Committee on Public Safety relative to Senate Bill No. 1468 was received and read in the Assembly and whereby the bill was ordered to second reading. See page 3127.)

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 97
Senate Bill No. 146
Senate Bill No. 388

With the recommendation: Do pass.

HERTZBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 786
Senate Bill No. 1050
Senate Bill No. 1058
Senate Bill No. 1088

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.

HERTZBERG, Chairman

Above bills ordered to second reading.

Committee on Governmental Organization

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 335

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BROWN, Chairwoman

Above bill ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 1313

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

TORLAKSON, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Local Government

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1054

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Utilities and Commerce.

SWEENEY, Chairman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: July 2, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 238

With amendments with the recommendation: Amend, and do pass, as amended.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1078

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 536

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 202
Senate Bill No. 233
Senate Bill No. 482
Senate Bill No. 912

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

FIGUEROA, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 380
Senate Bill No. 1063
Senate Bill No. 1141

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

FIGUEROA, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 16
Senate Bill No. 107
Senate Bill No. 112
Senate Bill No. 122
Senate Bill No. 132
Senate Bill No. 186
Senate Bill No. 282
Senate Bill No. 358
Senate Bill No. 366
Senate Bill No. 391
Senate Bill No. 392
Senate Bill No. 457
Senate Bill No. 497
Senate Bill No. 518
Senate Bill No. 568
Senate Bill No. 1215

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.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 482
Assembly Bill No. 1055

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 47
Senate Bill No. 259
Senate Bill No. 299
Senate Bill No. 306
Senate Bill No. 347
Senate Bill No. 376
Senate Bill No. 421
Senate Bill No. 496
Senate Bill No. 631
Senate Bill No. 804

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Committee on Rules

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 34

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.

PERATA, Chairman

Above resolution ordered on file.

Committee on Insurance

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 225

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

FIGUEROA, Chairwoman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 492

With the recommendation: Do pass, and be re-referred to the Committee on Televising the Assembly and Information Technology.

DAVIS, Chairwoman

Above bill re-referred to the Committee on Televising the Assembly and Information Technology.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 184
Senate Bill No. 828
Senate Bill No. 857
Senate Bill No. 862
Senate Bill No. 1270

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

DAVIS, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 156
Senate Bill No. 193
Senate Bill No. 515
Senate Bill No. 825

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

DAVIS, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1348

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

DAVIS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 776

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

DAVIS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 435

With the recommendation: Do pass.

DAVIS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 288

With the recommendation: That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper committee for study.

DAVIS, Chairwoman

Subject matter of the above bill referred to the Committee on Rules.

Committee on Appropriations

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 373

With the recommendation: Do pass, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 443

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 772

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Natural Resources.

MURRAY, Chairman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 324
Senate Bill No. 461
Senate Bill No. 557
Senate Bill No. 826

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GALLEGOS, Chairman

Above bills ordered to second reading.

CONSIDERATION OF DAILY FILE
SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 1191, 720, 340, 475, and **123,** ordered to third reading;

Senate Bill No. 922, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 252—An act relating to public utilities.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 595—An act to amend Section 303 of the Public Utilities Code, relating to the Public Utilities Commission, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 472—An act to amend Sections 6453 and 6455 of, and to add Sections 6459 and 6460 to, the Fish and Game Code, relating to fish, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 454—An act to amend Section 22840 of the Water Code, relating to water.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1227—An act relating to school facilities.

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. 954—An act to add Part 6.2 (commencing with Section 12693) to Division 2 of the Insurance Code, relating to health.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 814—An act to add Section 1379.1 to the Health and Safety Code, relating to health care coverage.

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 Judiciary.

SENATE BILL NO. 850—An act to amend Section 6524 of, and to add Section 6523.75 to, the Government Code, relating to public health.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Local Government.

SENATE BILL NO. 626—An act to amend Section 22507 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Agriculture, on Wednesday, July 16, 1997, upon adjournment of Housing and Community Development, in Room 126;

Budget, on Monday, July 14, 1997, at 10 a.m., in Room 4202.

ADJOURNMENT

At 4:10 p.m., the Assembly adjourned until 7 a.m., Thursday, July 10, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 9, 1997

The following measures were amended in the Assembly on this day:

SB	RN
53	9717640
90	9717593
133	9717969
171	9717046
243	9717709
252	9717285
329	9717609
454	9717598
468	9717481
472	9717768
491	9717888
543	9717931
564	9717402
576	9717917
589	9717072
609	9718036
661	9717654
703	9718030
779	9717707
784	9718038
814	9717607
818	9717490
850	9717557
954	9717696
980	9717198
993	9717628
1006	9718084
1062	9717816
1081	9717928
1090	9717834
1094	9717575
1099	9717857
1130	9717831
1145	9714824
1227	9717797
1238	9717744
1315	9717534
1334	9717994
1346	9717671
1349	9717979

Daily Total: 40
Cumulative Total: 2602

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 10, 1997

ONE HUNDRED FOURTH SESSION DAY

TWO HUNDRED TWENTY-FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 10, 1997

The Assembly met at 7 a.m.

Hon. Steven T. Kuykendall, Assembly Member, 54th 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—70:

Ackerman	Figueroa	Martinez	Runner
Aguiar	Floyd	Mazzoni	Scott
Alquist	Frusetta	McClintock	Strom-Martin
Aroner	Goldsmith	Migden	Sweeney
Ashburn	Granlund	Miller	Takasugi
Baldwin	Havice	Morrissey	Thompson
Battin	Hertzberg	Morrow	Thomson
Baugh	Honda	Murray	Torlakson
Bordonaro	House	Napolitano	Villaraigosa
Bowen	Kaloogian	Olberg	Vincent
Brown	Keeley	Ortiz	Washington
Caldera	Knox	Pacheco	Wayne
Campbell	Kuykendall	Papan	Wildman
Cardenas	Leach	Perata	Woods
Cardoza	Lempert	Poochigian	Wright
Davis	Leonard	Prenter	Mr. Speaker
Ducheny	Machado	Pringle	
Escutia	Margett	Richter	

Quorum present.

At 1:25 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 Members were granted leaves of absence for the day:

On legislative business: Assembly Members Baca, Brewer, Cunneen, Gallegos, and Oller.

On legislative business, per diem waived for 1997–98 Session (See Assembly Journal, page 121): Assembly Member Bowler.

On personal business, and waiving per diem: Assembly Members Firestone and Kuehl.

Because of illness: Assembly Members Alby and Shelley.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 9, 1997

Hon. Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker,

I am requesting permission to be excused from Check-In Session on Thursday, July 10, 1997, due to legislative business in my district. Thank you for your immediate consideration of my request.

Sincerely,

JOE BACA, Assembly Member
Sixty-second District

July 10, 1997

The Honorable Cruz M. Bustamante, Speaker
California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker: Please excuse me from check-in session today. I was in the district office on legislative business and unable to return to the Capitol before 3 p.m.

Thank you for your consideration of this request.

Sincerely,

LARRY BOWLER, Assembly Member
Tenth District

July 9, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I am respectfully requesting to be excused from check-in session on Thursday, July 10, and Assembly session on Friday, July 11, 1997, due to legislative business in my District Office.

Sincerely,

MARILYN C. BREWER, Assembly Member
Seventieth District

July 9, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Check-in Session tomorrow, Thursday, July 10, due to legislative business in my district.

Thank you for your consideration of this request.

Sincerely,

JIM CUNNEEN, Assembly Member
Twenty-fourth District

July 9, 1997

The Honorable Cruz Bustamante
Speaker of California State Assembly
State Capitol
Sacramento, California

Dear Mr. Speaker: This letter is to request to be excused from check-in session on Thursday, July 10, 1997 and return on Friday, July 11, 1997.

The travel purpose is to conduct legislative appointments.

Your attention to this matter would be most appreciated.

Sincerely,

MARTIN GALLEGOS, Assembly Member
Fifty-seventh District

July 9, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I have legislative business scheduled in my district on Thursday, July 10th and am requesting an excused absence from check-in session. Thank you for your consideration.

Sincerely,

THOMAS "RICO" OLLER, Assembly Member
Fourth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

Explanation of Absence—May 30, 1997

July 9, 1997

Speaker Cruz Bustamante
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker,

On May 30, 1997 I was erroneously reported as absent on personal business. However, I was attending the American Legislative Exchange Council as a member of the California State Assembly.

I would like the record to reflect that I was indeed on legislative business.

Thank you for the prompt attention to this matter.

Respectfully,

HOWARD KALOOGIAN, Assembly Member
Seventy-fourth District

July 1, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Government Code Sec. 14998.2 (amended by: Ch. 955 of 1988, AB 4680), I have named Mr. Christopher Townsend to serve on the California Film Commission. The effective date of the appointment is July 1, 1997, and this is a term appointment, ending on July 1, 1999.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 3, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Welfare and Institutions Code Sec. 18993.3, I have named Ms. Anita R. Barnes to serve on the Community Challenge Grant Program Advisory Committee. The effective date of the appointment is July 3, 1997, and this is a pleasure appointment.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

AUTHOR'S AMENDMENTS
Committee on Public Safety

July 10, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 721
Senate Bill No. 937

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

SENATE BILL NO. 721—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.

Bill read 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. 937—An act to amend Sections 2716 and 3003 of, to amend, repeal, and add Section 2807 of, to add Article 1.5 (commencing with Section 2850) to Chapter 6 of Part 3 of, and to repeal Section 2862 of, the Penal Code, and to amend Section 634.5 of the Unemployment 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 Natural Resources

July 10, 1997

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 318

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 318—An act to amend Section 41865 of, and to add Chapter 4.5 (commencing with Section 39750) to Part 2 of Division 26 of, the Health and Safety Code, relating to air pollution, 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

July 10, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 368

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 368—An act to relating to energy resources, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 10, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 73
Senate Bill No. 548
Senate Bill No. 999

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 73—An act to amend Sections 3045.1 and 3045.4 of the Civil Code, to amend Sections 998 and 2101 of the Code of Civil Procedure, to amend Sections 9104, 9402, 9403, 9404, 9405, 9406 and 9407 of, and to repeal Section 5114 of, the Commercial Code, to amend Section 721 of the Evidence Code, to amend Sections 12583 and 68616 of the Government Code, and to add Section 679.1 to the Insurance Code, relating to civil law.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 548—An act to add Section 1941.3 to the Civil Code, relating to civil law.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 999—An act to amend Section 1430 of the Code of Civil Procedure, relating to escheat, 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 Higher Education

July 10, 1997

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Senate Bill No. 707

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LEMPERT, Chairman

SENATE BILL NO. 707—An act to amend Sections 49460, 49461, 49462, 49463, and 49465 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.

AUTHOR'S AMENDMENTS
Committee on Higher Education

July 10, 1997

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Senate Bill No. 819

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LEMPERT, Chairman

SENATE BILL NO. 819—An act to amend Section 94892.5 of the Education Code, relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Higher Education

July 10, 1997

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Senate Bill No. 820

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LEMPERT, Chairman

SENATE BILL NO. 820—An act to add Article 3 (commencing with Section 79140) to Chapter 9 of Part 48 of the Education Code, relating to education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 10, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 393
Senate Bill No. 413
Senate Bill No. 617
Senate Bill No. 625
Senate Bill No. 977
Senate Bill No. 1073
Senate Bill No. 1255
Senate Bill No. 1257
Senate Bill No. 1299

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 393—An act to add Article 3.12 (commencing with Section 1357.22) to Chapter 2.2 of Division 2 of the Health and Safety Code, and to add Chapter 8.5 (commencing with Section 10775) to Part 2 of Division 2 of the Insurance Code, relating to health care 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.

SENATE BILL NO. 413—An act to add and repeal Section 1260 of the Health and Safety Code, relating to health, and declaring the urgency thereof, to take effect immediately.

Bill read second time; 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 16946 of the Welfare and Institutions Code, relating to human services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 625—An act to add Section 1367.20 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.

SENATE BILL NO. 977—An act to amend Sections 2050 and 2411 of the Business and professions Code, and to add Section 1344.5 to the Health and Safety Code, relating to health care service plans, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1073—An act to amend Section 1585.2 of, and to add Section 1275.69 to, 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.

SENATE BILL NO. 1255—An act to amend Section 657 of the Business and Professions Code, to add Section 1371.22 to the Health and Safety Code, and to add Section 10126.5 to the Insurance Code, relating to health care.

Bill read 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. 1257—An act 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.

SENATE BILL NO. 1299—An act to add Section 14087.301 to the Welfare and Institutions Code, relating to human services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Environmental Safety and Toxic Materials

July 10, 1997

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 913
Senate Bill No. 1034

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WAYNE, Chairman

SENATE BILL NO. 913—An act to amend Section 25396.6 of the Health and Safety Code, relating to hazardous 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.

SENATE BILL NO. 1034—An act to amend Sections 117670, 117680, 117690, 117705, 117755, and 117760 of, to add Sections 117776, 117777, 117778, and 118005 to, and to add Chapter 9.5 (commencing with Section 118321) to Part 14 of Division 104 of, the Health and Safety Code, relating to trauma scene 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

July 10, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 451
Senate Bill No. 883

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 451—An act to amend Section 65302 of the Government Code, relating to land use.

Bill read 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. 883—An act to amend Section 4106 of the Food and Agricultural Code, to amend Sections 25332, 25843, 53635.7, and 56706 of, to amend and renumber Section 25526.6 of, and to repeal Chapter 3.5 (commencing with Section 55530) of Part 2 of Division 2 of Title 5 of, the Government Code, relating to the Local Government Omnibus Act of 1997.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

July 10, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 668
Senate Bill No. 1115
Senate Bill No. 1339

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

SENATE BILL NO. 668—An act to amend Section 202 of the Welfare and Institutions Code, relating to juvenile court law.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1115—An act to amend Sections 13352, 23166, 23186, 23235, 23246, and 23247 of, to amend the heading of Article 4.5 (commencing with Section 23246) of Chapter 12 of Division 11 of, to add Section 23249.1 to, to repeal and add Sections 13352.5 and 23249 of, to repeal Article 4.5 (commencing with Section 23246) of Chapter 12 of Division 11 of, and to repeal Sections 23167 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.

SENATE BILL NO. 1339—An act to amend Section 12020 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 Human Services

July 10, 1997

Mr. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 381

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARONER, Chairwoman

SENATE BILL NO. 381—An act to amend Sections 1562.3 and 1569.616 of the Health and Safety Code, relating to care facilities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

July 10, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 455
Senate Bill No. 1105
Senate Bill No. 1107

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

SENATE BILL NO. 455—An act to amend Sections 17020.6, 17024.5, 17041, 17052.12, 17054, 17062, 17063, 17072, 17077, 17085, 17088, 17139, 17250, 17273, 17279, 17507, 17561, 17750, 17860, 18037, 18180, 18601, 18624, 18645, 19144, 19164, 19184, 23045, 23453, 23456, 23457, 23609, 23732, 23801, 23802, 23806, 24326, 24343.3, 24349, 24355, 24355.5, 24357, 24443, 24692, 24870, 24903, 24916, and 24993 of, to amend the heading of Chapter 14.5 (commencing with Section 24870) of Part 11 of, to add Sections 17088.3, 17154, 17215, 17250.5, 17251.5, 17270.5, 17275.5, 17278.5, 17731.5, 18044, 18152, 18648.5, 19136.3, 19141.2, 19182.5, 19365, 23800.5, 23813, 24272.5, 24343.7, 24429, 24875, 24949.5, 24954, and 24956 to, to repeal Sections 17131.5, 17132, 17137, 17138.5, 17141.5, 17150, 17201.5, 17210, 17213, 17249, 17255, 17267, 17283, 17748, 18035, 18040, 18060, 18166, 18173, 24371.5, 24966.3, 24971, 24990.8, and 24990.9 of, and to repeal and add Sections 17171, 23701h, 24372.5, and 24947 of, the Revenue and Taxation Code, and to amend Sections 928.5 and 934 of the Unemployment Insurance Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1105—An act to amend Section 15031 of the Education Code, to amend Section 54902.5 of the Government Code, to amend Section 33674 of the Health and Safety Code, to amend Section 1775.4 of the Insurance Code, and to amend Sections 51, 69.5, 75.10, 408, 434.5, 619, 670, 673, 1603, 1605, 12631, 12632, and 12983.1 of the Revenue and Taxation Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1107—An act to amend Section 53684 of the Government Code, to amend Sections 2191.4, 2195, 2503.2, 2605, 2606, 2607, 2611.6, 2910.1, 2963, 3007, 3691, 4101.5, 4836.5, 4837.5, and 20583 of the Revenue and Taxation Code, and to amend Section 9880 of the Vehicle Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Elections, Reapportionment and Constitutional Amendments

July 10, 1997

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1077

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VINCENT, Chairman

SENATE BILL NO. 1077—An act to amend Section 18108 of, to repeal and add Section 2159 of, and to add Sections 2159.5 and 18108.5 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 Judiciary

July 10, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 682

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 682—An act to amend Section 827 of 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 Public Safety

July 10, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 871
Senate Bill No. 1116

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

SENATE BILL NO. 871—An act to amend Sections 243.5, 836.5, and 1465.5 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.

SENATE BILL NO. 1116—An act to amend Sections 6258.1 and 6264 of, and to repeal and add Section 6261 to, 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.

AUTHOR'S AMENDMENTS
Committee on Insurance

July 10, 1997

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 296 Senate Bill No. 1220
Senate Bill No. 687 Senate Bill No. 1042

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 296—An act to add Section 1367.64 to the Health and Safety Code, and to add Section 10123.83 to the Insurance Code, relating to health care coverage.

Bill read 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. 687—An act to add Section 1374.14 to the Health and Safety Code, and to add Section 10123.86 to 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.

SENATE BILL NO. 1220—An act to add Section 1367.51 to the Health and Safety Code, and to add Section 10176.61 to the Insurance Code, relating to health insurance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1042—An act to amend Sections 1030, 1032, 1256, and 1275 of the Unemployment Insurance Code, relating to unemployment compensation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

July 10, 1997

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 1048

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BOWEN, Chairwoman

SENATE BILL NO. 1048—An act to amend Section 31006 of, and to add Chapter 4.5 (commencing with Section 31160) to Division 21, of the Public Resources Code, relating to coastal resources.

Bill read second time; 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: July 9, 1997

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 227

With the recommendation: Do pass, and be re-referred to the Committee on Higher Education.

KNOX, Chairman

Above bill re-referred to the Committee on Higher Education.

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 1023
Senate Bill No. 1027
Senate Bill No. 1072

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.

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 1020

With the recommendation: Do pass.

KNOX, Chairman

Above bill ordered to second reading.

Committee on Labor and Employment

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Labor and Employment reports:

Senate Bill No. 235
Senate Bill No. 394
Senate Bill No. 447
Senate Bill No. 654
Senate Bill No. 655
Senate Bill No. 680

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

FLOYD, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Labor and Employment reports:

Senate Bill No. 486

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

FLOYD, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Labor and Employment reports:

Senate Bill No. 48
Senate Bill No. 1328

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

FLOYD, Chairman

Above bills ordered to second reading.

Committee on Agriculture

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 1240

With the recommendation: Do pass, and be re-referred to the Committee on Natural Resources.

CARDOZA, Chairman

Above bill re-referred to the Committee on Natural Resources.

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 383

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

CARDOZA, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 464
Senate Bill No. 494

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

CARDOZA, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 445
Senate Bill No. 603

With the recommendation: Do pass, and be re-referred to the Committee on Environmental Safety and Toxic Materials.

CARDOZA, Chairman

Above bills re-referred to the Committee on Environmental Safety and Toxic Materials.

Committee on Governmental Organization

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 95

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Judiciary.

BROWN, Chairwoman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 938

With the recommendation: Do pass, and be re-referred to the Committee on Human Services.

MAZZONI, Chairwoman

Above bill re-referred to the Committee on Human Services.

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 190
Senate Bill No. 550
Senate Bill No. 708
Senate Bill No. 1015
Senate Bill No. 1051

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

MAZZONI, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 50
Senate Bill No. 345
Senate Bill No. 377
Senate Bill No. 710
Senate Bill No. 1095

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

MAZZONI, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 973

With the recommendation: Do pass, and be re-referred to the Committee on Local Government with recommendation: To Consent Calendar.

MAZZONI, Chairwoman

Above bill re-referred to the Committee on Local Government.

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 843

With the recommendation: That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper committee for study.

MAZZONI, Chairwoman

Subject matter of the above bill referred to the Committee on Rules.

Committee on Natural Resources

Date of Hearing: July 10, 1997

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 716
Senate Bill No. 989
Senate Bill No. 1113

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BOWEN, Chairwoman

Above bills ordered to second reading.

Committee on Banking and Finance

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 788

With amendments with the recommendation: Amend, and do pass, as amended.

PAPAN, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 93

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1363

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 674

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: July 8, 1997

Mr. Speaker, Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 566

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Local Government.

DAVIS, Chairwoman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 204

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.

FIGUEROA, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 245

Senate Bill No. 695

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

FIGUEROA, Chairwoman

Above bills ordered to second reading.

Committee on Natural Resources

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 499

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BOWEN, Chairwoman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 669

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Public Safety.

MAZZONI, Chairwoman

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

~~**ASSEMBLY BILL NO. 1468**—An act to amend Section 12050 of the Penal Code, relating to concealed weapons.~~

~~Bill read second time, and ordered to third reading.~~

(NOTE: On July 11, 1997, the action was rescinded whereby Assembly Bill No. 1468 was read a second time and ordered to third reading. See page 3127.)

ASSEMBLY BILL NO. 482—An act to add Section 1260 to the Health and Safety Code, and to amend Section 5622 of, and to add Section 5768.5 to, the Welfare and Institutions Code, relating to human services, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1055—An act to add Article 4 (commencing with Section 115810) to Chapter 4 of Part 10 of Division 104 of the Health and Safety Code, relating to public safety, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY JOINT RESOLUTION NO. 34—Relative to religion.

Resolution read; amendments proposed by the Committee on Rules read and adopted, resolution ordered reprinted and to be placed upon the Consent Calendar.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 454, 1227, and **954,** ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 97—An act to amend Section 1377 of the Penal Code, relating to criminal procedure.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 146—An act to amend Section 12050 of the Penal Code, relating to weapons.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 388—An act to add and repeal Section 828.01 of the Welfare and Institutions Code, relating to minors.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 786—An act to amend Section 832.6 of the Penal Code, relating to peace officers.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1050—An act to add Section 601.5 to the Welfare and Institutions Code, relating to youths.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1058—An act to add Section 827.6 to the Welfare and Institutions Code, relating to minors.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1088—An act to add Section 68804 to the Government Code, relating to capital judgments.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 335—An act to add Section 1012.5 to the Military and Veterans Code, relating to veterans, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1054—An act to add Section 54954.7 to the Government Code, and to add Section 454.1 to the Public Utilities Code, relating to water and sewer systems.

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 Utilities and Commerce.

SENATE BILL NO. 238—An act to amend Section 903 of the Welfare and Institutions Code, relating to juveniles, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1078—An act to amend Section 290.4 of the Penal Code, relating to sex 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.

SENATE BILL NO. 536—An act to amend Sections 6609.1, 6609.2, and 6609.3 of the Welfare and Institutions Code, relating to sexually violent predators.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 16—An act to amend Section 11413 of the Penal Code, relating to crime.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 107—An act to amend and repeal Section 9880.2 of the Business and Professions Code, relating to automotive repair.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 112—An act to amend Sections 9250.7 and 22710 of the Vehicle Code, relating to vehicles, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 122—An act to amend Section 273 of the Penal Code, relating to adoption.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 132—An act to amend Sections 1095 and 1137.1 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 186—An act to amend Sections 12022.3 and 12022.8 of the Penal Code, relating to crimes.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 282—An act to amend Sections 148 and 653t of the Penal Code, relating to crimes.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 358—An act to amend Section 20575 of the Government Code, relating to public employees.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 366—An act to add Section 13510.6 to the Penal Code, relating to peace officers, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 391—An act to amend Section 1367.10 of the Health and Safety Code, relating to health care coverage.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 392—An act to amend Sections 1357 and 1357.50 of the Health and Safety Code, and to amend Sections 10198.6 and 10700 of the Insurance Code, relating to health care coverage.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 457—An act to amend Sections 11470, 11488.5, 11489, and 11492 of the Health and Safety Code, relating to controlled substances, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 497—An act to amend Section 1367 of the Health and Safety Code, relating to health care service plans.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 518—An act to amend Sections 1247.5 and 1247.6 of the Business and Professions Code, relating to clinical laboratory technology.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 568—An act to add Chapter 6 (commencing with Section 4900) to, and to repeal Chapter 6 (commencing with Section 4800) of, Part 5 of Division 9 of the Family Code, relating to family law.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1215—An act to amend Sections 1, 2, 3, 5, 6, 8, and 9 of, to add Section 13.6 to, and to repeal Section 10 of, Chapter 1143 of the Statutes of 1991, relating to San Francisco filled tidelands, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 47—An act to amend Section 30916 of, and to add Section 30150.2 to, the Streets and Highways Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 259—An act to amend Sections 18040, 18550, 18551, 18551.1, 18555, and 18611 of the Health and Safety Code, relating to mobilehome parks.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 299—An act to amend Sections 7070 and 7090 of the Business and Professions Code, relating to contractors.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 306—An act to amend Section 14079 of the Welfare and Institutions Code, relating to human services.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 347—An act to amend Sections 651 and 668 of, and to add Section 655.7 to, the Harbors and Navigation Code, and to amend Section 11837.3 of the Health and Safety Code, relating to vessels.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 376—An act to add and repeal Article 6 (commencing with Section 35790) of Chapter 4 of Part 21 of the Education Code, and to repeal Sections 1 and 2 of Chapter 1229 of the Statutes of 1988, relating to school districts, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 421—An act to add Sections 42238.21 and 84753 to the Education Code, relating to education, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 496—An act to amend Section 212 of the Labor Code, relating to employment.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 631—An act to amend Section 648a of the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 804—An act to amend Sections 2550.3 and 46010 of, to amend and renumber Section 46010.5 of, to add Section 42238.7 to, to repeal Section 46015 of, and to repeal and add Sections 2550.4, 42238.8, and 46010.2 of, the Education Code, relating to school finance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 225—An act to repeal and add Section 12900 of the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

SENATE BILL NO. 1348—An act to amend Sections 5053, 5055, 5056, 5060, 5070.6, 5071, 5072, 5073, 5081.1, 5084, 5153, 11302, 11315, 11360, 11410, 17550.43, 17550.44, and 17550.49 of, to add Sections 5058.1, 11316, 11317, 11318, and 11409 to, to repeal Sections 5059, 5074, 5075, and 5076 of, and to repeal and add Sections 5082.3 and 17550.47 of, the Business and Professions Code, and to amend Section 719 of the Harbors and Navigation Code, relating to professions.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 776—An act to add Section 14661 to the Government Code, relating to state property.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 435—An act to amend Section 5810 of the Business and Professions Code, relating to interior designers, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 373—An act to add Section 106876 to the Health and Safety Code, and to amend Section 13627 of the Water Code, relating to water treatment.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 443—An act to amend Section 1524 of, and to add Section 637.7 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.

SENATE BILL NO. 772—An act to amend Sections 44012, 44036, and 44036.2 of, and to add Section 44012.5 to, the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Natural Resources.

SENATE BILL NO. 324—An act to amend Section 2052 of the Business and Professions Code, relating to medicine.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 461—An act to amend Sections 3057.5, 3059, and 3090 of, and to add Sections 3060, 3090.1, 3096.6, 3096.7, and 3107.1 to, the Business and Professions Code, relating to optometry, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 557—An act to add Section 2052.1 to the Business and Professions Code, relating to medicine.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 826—An act to amend Sections 1601, 1616.5, and 1742 of, and to add Section 160.5 to, the Business and Professions Code, and to amend Section 830.3 of the Penal Code, relating to dentistry.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Public Employees, Retirement and Social Security, on Wednesday, July 16, 1997, at 9 a.m., in Room 447.

ADJOURNMENT

At 4:55 p.m., the Assembly adjourned until 8:30 a.m., Friday, July 11, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 10, 1997

The following measures were amended in the Assembly on this day:

AJR	RN
34	9717762

SB	RN
73	9717811
225	9717987
238	9717783
296	9718083
318	9718080
324	9717754
335	9717896
368	9718043
373	9717286
381	9718126
393	9717785
413	9717991
443	9717819
451	9718122
455	9717988
461	9717597
536	9717645
548	9717551
557	9717751
617	9718013
625	9718102
668	9718214
682	9717646
687	9718175
707	9718167
721	9717489
772	9717975
776	9717562
819	9717594
820	9717980
826	9717770
871	9718179
883	9717636
913	9715978
937	9717805
977	9718106
999	9717761
1034	9717808
1042	9718170
1048	9718246
1054	9718009
1073	9718117
1077	9718294
1078	9717443
1105	9718041
1107	9717984
1115	9718055
1116	9717990
1220	9717910
1255	9718091
1257	9717998
1299	9718072
1339	9717195
1348	9717552

Daily Total: 55
Cumulative Total: 2657

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, July 11, 1997

ONE HUNDRED FIFTH SESSION DAY

TWO HUNDRED TWENTY-SECOND CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, July 11, 1997

The Assembly met at 8:47 a.m.

Hon. Joe Baca, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Villaraigosa moved a quorum call of the Assembly.

Motion carried. Time, 8:48 a.m.

The Assistant Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 8:55 a.m., Assistant Speaker pro Tempore Baca declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—70:

Ackerman	Ducheny	Leonard	Poochigian
Aguiar	Escutia	Machado	Pringle
Alby	Figueroa	Margett	Richter
Alquist	Firestone	Martinez	Scott
Ashburn	Frusetta	Mazzoni	Shelley
Baca	Gallegos	McClintock	Strom-Martin
Baldwin	Goldsmith	Migden	Sweeney
Battin	Granlund	Miller	Takasugi
Baugh	Havice	Morrissey	Torlakson
Bordonaro	Hertzberg	Morrow	Villaraigosa
Bowen	Honda	Murray	Washington
Bowler	House	Napolitano	Wayne
Brown	Kaloogian	Olberg	Wildman
Campbell	Keeley	Oller	Woods
Cardenas	Knox	Ortiz	Wright
Cardoza	Kuykendall	Pacheco	Mr. Speaker
Cunneen	Leach	Papan	
Davis	Lempert	Perata	

PRAYER

Upon invitation of Assistant Speaker pro Tempore Baca, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Lord God, You pour out mercy and kindness and always invite us even though we turn away from You. To You we commit all our weakness. Forgive us our transgressions, both of the whole day and of our entire life, for we know how great is the multitude of Your kindness. O God, Our Creator we know that You alone can save our souls, and we glorify You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Baca, Assembly Member Papan then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Villaraigosa, seconded by Assembly Member Leonard.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Aroner, Brewer, Caldera, Floyd, Kuehl, and Prenter.

On legislative business, per diem waived for 1997–98 Session (See Assembly Journal, page 121): Assembly Member Thomson.

On legislative business, per diem waived for 1997–98 Session (See Assembly Journal, page 121): Assembly Member Thomson.

On personal business, and waiving per diem: Assembly Member Vincent.

Because of illness: Assembly Member Runner.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 9, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I am requesting permission to be excused from floor session on Friday, July 11, 1997 to attend to district business.

Thank you for your consideration.

Sincerely,

DION S. ARONER, Assembly Member
Fourteenth District

July 9, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This letter is to request that I be excused from session on Friday, July 11, 1997, due to business in my district office.

Thank you for your attention to this matter.

Sincerely,

LOUIS CALDERA, Assembly Member
Forty-sixth District

July 11, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I regret that I will be unable to attend session on Friday, July 11, 1997, due to legislative business in my district.

Cordially,

RICHARD FLOYD, Assembly Member
Fifty-fifth District

July 9, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I am respectfully requesting an excused absence from session on Friday, July 11, 1997 in order that I may attend to legislative business.

Thank you for your kind consideration of this request.

Sincerely,

SHEILA JAMES KUEHL, Assembly Member
Forty-first District

July 9, 1997

Speaker Bustamante
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Session on Friday, July 11, 1997 as I have legislative business in my district.

Please contact me or my staff at 445-7558 with any questions.

Sincerely,

ROBERT PRENTER, Assembly Member
Thirtieth District

July 9, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: The purpose of this letter is to request I be excused from session Friday, July 11. I have important legislative business to attend to in my district.

Should you have questions regarding this request, please contact Fred Jones at 445-1676. Your assistance is always appreciated.

Sincerely,

BRUCE THOMPSON, Assembly Member
Sixty-sixth District

July 10, 1997

The Honorable Cruz Bustamante
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I received the schedule for this week's floor session and noted that floor session is scheduled for Friday morning. I would like to request to be excused from this session for legislative business.

Thank you for your attention to this matter, I look forward to hearing from you.

Sincerely,

HELEN M. THOMSON, Assembly Member
Eighth District

(NOTE: For letter explaining the absence of Assembly Member Brewer on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Thursday, July 10, 1997.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

July 11, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Virginia Strom-Martin as Vice-Chair to the Joint Committee on Fisheries and Aquaculture.

Thank you for your attention to this matter.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

The following proposed initiatives were received by the Chief Clerk from:

Rosemary R. Calderon, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the title, summary, and text of the following proposed initiatives pursuant to Elections Code, Section 9007:

County Regulation of Timber Harvesting Plans and Operations. Initiative Statute.

Referred by the Speaker to the Committee on Natural Resources.

Education. Public Schools. English as Required Language of Instruction. Initiative Statute. (Revised)

Referred by the Speaker to the Committee on Education.

Cigarette Tax. After-School Tutoring. Initiative Statute.

Referred by the Speaker to the Committee on Revenue and Taxation.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 11, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 34

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Concurrent Resolution No.	*Committee*
65	Rls.

Senate Bill No.	*Committee*
55	Trans.
1039	Hum. S.
1226	Hum. S.
1307	E.S. & T.M.

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 11, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 544

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 544—An act to add Section 2025.5 to the Code of Civil Procedure, relating to civil procedure.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Human Services

July 11, 1997

Mr. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 1039
Senate Bill No. 1226

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARONER, Chairwoman

SENATE BILL NO. 1039—An act to amend Section 4501 of the Welfare and Institutions Code, relating to human services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1226—An act relating to human services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

July 11, 1997

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Senate Bill No. 1350

With author's amendments with the recommendation: Amend, and re-refer to the committee.

BROWN, Chairwoman

SENATE BILL NO. 1350—An act to add Sections 8319, 8320, and 8321 to the Government Code, relating to health care.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Rules

July 11, 1997

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61(a)(7), as it relates to the following bill be granted:

Assembly Bill No. 258

DON PERATA, Chairman

Committee on Public Employees, Retirement and Social Security

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 601
Senate Bill No. 969

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

KNOX, Chairman

Above bills ordered to second reading.

ADJOURN IN MEMORY

Assembly Member Aguiar was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Adrian Kenneth Boer, longtime dairy owner and community leader of Chino. He is survived by his wife, Julia, 4 children, 3 brothers, 2 sisters, 12 grandchildren and 17 great-grandchildren.

Assembly Member Wayne was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jerry Doggett, San Jose.

Assembly Member Shelley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of George Steven Bateman, of Arcadia.

Assembly Member Kuykendall was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mary Lou Shortridge, of Redondo Beach.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 2 FROM COMMITTEE

Pursuant to the provisions of Assembly Rule 96, Assembly Member Morrissey gave notice that he would move to withdraw Assembly Constitutional Amendment No. 2 from the Committee on Budget.

BILLS REMOVED FROM CONSENT CALENDAR AND PLACED UPON THE INACTIVE FILE

The following bill was removed from the Consent Calendar, and placed on the inactive file, pursuant to Joint Rule 22.2:

Senate Bill No. 1050, on request of Assembly Member Wayne.

BILLS REMOVED FROM CONSENT CALENDAR

The following bills were removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bill No. 105, on request of Assembly Member Wayne.

House Resolution No. 37, Senate Concurrent Resolution No. 13, and **Senate Bill No. 626** on request of Assembly Member Oller.

BILLS REMOVED FROM CONSENT CALENDAR AND PLACED UPON INACTIVE FILE

The following bill was removed from the Consent Calendar, and placed on the inactive file, pursuant to Assembly Rule 78:

Senate Bill No. 1177, on request of Assembly Member Bowler.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND THE RULES AND WAIVE JOINT RULE 62(a)

Assembly Member Sweeney was granted unanimous consent that Assembly Rule 56 be temporarily suspended for the purpose of permitting the Committee on Local Government to notice hearing of Senate Bills Nos. 1184 and 1179 in the Assembly Daily File, prior to re-referral to the committee, and that Joint Rule 62(a) be waived to permit the bills to be set for hearing on Wednesday, July 16, 1997.

JOINT RULE 62(a) WAIVED

Assembly Member Sweeney was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 566 for hearing in the Committee on Local Government on Wednesday, July 16, 1997.

CONSIDERATION OF SENATE BILL NO. 105, BY UNANIMOUS CONSENT

Assembly Member Wayne was granted unanimous consent to take up Senate Bill No. 105, without reference to file, for purpose of amendment.

SENATE BILL NO. 105 (Ayala)—An act to amend Section 13271 of the Water Code, relating to water.

Bill read third time.

Motion to Amend

Assembly Member Wayne moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ORDERS OF THE DAY DEMANDED

Assembly Member Granlund demanded the Orders of the Day.

RE-REFERENCE OF BILLS

Assembly Member Hertzberg was granted unanimous consent that Senate Bill No. 937 be re-referred from the Committee on Public Safety to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

ACTION RESCINDED ON ASSEMBLY BILL NO. 1468

Assembly Member Hertzberg was granted unanimous consent to rescind the action whereby on July 9, 1997 (Assembly Journal, page 3086), the Report of the Committee on Public Safety relative to Assembly Bill No. 1468, was received and read in the Assembly, and whereby the bill was ordered to second reading; and whereby on July 10, 1997, (Assembly Journal, page 3112), the bill was read a second time and ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND THE RULES AND WAIVE JOINT RULE 62(a)

Assembly Member Takasugi was granted unanimous consent that Assembly Rule 56 be temporarily suspended for the purpose of permitting committees to notice hearings of the following bills in the Assembly Daily File, prior to re-referral to the committee; and that Joint Rule 62(a) be waived for the purpose of setting the bills for hearing:

Committee on Health—Senate Bill No. 560;

Committee on Judiciary—Senate Bill No. 247;

Committee on Transportation—Senate Bill No. 1102;

Committee on International Trade and Development—Senate Bills Nos. 200 and 965;

Committee on Insurance—Senate Bill No. 956;

Committee on Televising the Assembly and Information Technology—Assembly Bill No. 1614;

Elections, Reapportionment and Constitutional Amendments—Assembly Constitutional Amendment No. 22.

RE-REFERENCE OF BILLS

Assembly Member Ashburn was granted unanimous consent that Senate Bill No. 936 be re-referred from the Committee on Human Services to the Committee on Appropriations.

JOINT RULE 62(a) WAIVED

Assembly Member Ashburn was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 1039 and 1226 for hearing in the Committee on Human Services on Tuesday, July 15, 1997.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bill No. 1262, on request of Assembly Member Figueroa.

RE-REFERENCE OF BILLS AND JOINT RULE 62(a) WAIVED

Assembly Member Escutia was granted unanimous consent that Senate Bills Nos. 517, 644, and 1254 be re-referred from the Committee on Judiciary to the Committee on Public Safety; and granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting the above bills for hearing in the Committee on Public Safety on Tuesday, July 15, 1997.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND THE RULES AND WAIVE JOINT RULE 62(a)

Assembly Member Escutia was granted unanimous consent that Assembly Rule 56 be temporarily suspended for the purpose of permitting the Committee on Judiciary to notice hearing of Senate Bills Nos. 247, 661, 977, 1081, 1271, 517, 644, and 1254 in the Assembly Daily File, prior to re-referral to the committee; and that Joint Rule 62(a) be waived for the purpose of setting the bills for hearing on Wednesday, July 16, 1997.

RE-REFERENCE OF BILLS

Assembly Member Bowen was granted unanimous consent that Senate Bill No. 784 be re-referred from the Committee on Natural Resources to the Committee on Banking and Finance.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND THE RULES AND WAIVE JOINT RULE 62(a)

Assembly Member Hertzberg was granted unanimous consent that Assembly Rule 56 be temporarily suspended for the purpose of permitting the Committee on Judiciary to notice hearing of Senate Bill No. 941 in the Assembly Daily File, prior to re-referral to the committee; and that Joint Rule 62(a) be waived for the purpose of setting the bill for hearing on Wednesday, July 16, 1997.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bill No. 391, on request of Assembly Member Gallegos.

BILLS REMOVED FROM CONSENT CALENDAR AND PLACED UPON THE INACTIVE FILE

The following bill was removed from the Consent Calendar, and placed on the inactive file, pursuant to Joint Rule 22.2:

Senate Bill No. 392, on request of Assembly Member Gallegos.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Escutia was granted unanimous consent that Senate Bill No. 653 be re-referred from the third reading file to the Committee on Judiciary.

ANNOUNCEMENTS

Assembly Member Perata announced that representatives of the Golden 1 Credit Union would be available in Room 127 and, Wells Fargo Bank in Room 126, from 1–5 p.m. today to advise and assist Assembly staff with payroll questions relative to the delayed State Budget.

ADJOURN IN MEMORY

Assembly Member Brown was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Kathy Peterson, daughter of L.C. "Pete" and Mickey Peterson, of Sonoma; and Dr. Paul Harrison, of Sonoma.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1363—An act to add and repeal Section 1295.5 of the Labor Code, relating to employment, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 238 and **443,** ordered to third reading.

Senate Bill No. 373, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1020—An act to amend Section 1157 of, and to add Article 8.8 (commencing with Section 31696.1) to Chapter 3 of Part 3 of Division 4 of Title 3 of, the Government Code, relating to county employees.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 48—An act to add Section 10214.7 to the Unemployment Insurance Code, relating to unemployment insurance.

Bill read second time; amendments proposed by the Committee on Labor and Employment read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1328—An act to amend Section 1775 of the Labor Code, relating to public works.

Bill read second time; amendments proposed by the Committee on Labor and Employment read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 95—An act to amend Sections 11123, 11124.1, 11125, 11125.1, 11125.2, 11125.5, 11125.7, 11126, 11126.3, 11129, 11130, 11130.3, 11130.7, and 11131 of, to add Sections 11121.95, 11125.4, 11125.8, 11128.5, and 11131.5 to, and to add and repeal Section 11123.2 of, the Government Code, relating to open meetings.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be re-referred to the Committee on Judiciary.

SENATE BILL NO. 716—An act to amend Section 14571.4 of the Public Resources Code, relating to beverage containers.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 989—An act to amend Sections 11126, 24008, 25639, 51102, 51113, 51133, and 61601.25 of the Government Code, to amend Sections 13132.7 and 42311.2 of the Health and Safety Code, to amend Section 1547 of the Penal Code, to amend Sections 700, 712, 730, 731.1, 4002, 4129, 4521.3, 4604, 4662, 4789.2, 5093.52, 5093.68, 30404, and 30417 of, and to amend the heading of Article 2 (commencing with Section 730) of Chapter 2.5 of Division 1 of, the Public Resources Code, and to amend Section 431 and 434 of the Revenue and Taxation Code, relating to forestry.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1113—An act to amend Section 21087 of, and to add Section 21001.2 to, the Public Resources Code, relating to environmental quality.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 788—An act to amend Sections 21200.5, 21200.9, 21203, and 21206.8 of the Financial Code, relating to pawnbrokers.

Bill read second time; amendments proposed by the Committee on Banking and Finance read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 93—An act to amend Sections 1760.8 and 1798 of, and to add Sections 1798.1 and 1798.2 to, the Welfare and Institutions Code, relating to youthful offenders.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 674—An act to amend Section 44251 of the Education Code, relating to teacher credentialing.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 566—An act to add Chapter 10 (commencing with Section 30400) to Division 3 of Title 3 of the Government Code, relating to local government.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Local Government.

SENATE BILL NO. 204—An act to amend Sections 1241.1 and 1725.5 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 245—An act to amend Section 24351 of, and to add Part 6 (commencing with Section 24450) of Division 9 to, the Public Utilities Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 695—An act to amend Section 1872.8 of, to amend and renumber Section 1876.2 of, to amend the heading of Article 6 (commencing with Section 1876) of Chapter 12 of Part 2 of Division 1 of, to add Section 1875.18 to, and to repeal Sections 1876, 1876.1, and 1876.20 of, the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 499—An act to add Chapter 10 (commencing with Section 66406) to Division 1 of Title 7 of the Government Code, to add Sections 21083.10, 30012.5, and 30412.1 to the Public Resources Code, and to add Section 13167.1 to, and to add Chapter 5.4 (commencing with Section 13367) to Division 7 of, the Water Code, relating to water.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 669—An act to add Sections 48645.8 and 51220.6 to the Education Code, and to add Sections 885.5, 896.5, 1124.5, and 1857.5 to the Welfare and Institutions Code, relating to parenting education.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Public Safety.

UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 79 (Granlund)—An act to amend Section 1417.5 of, and to add Section 11108.5 to, the Penal Code, relating to criminal procedure.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Ackerman	Escutia	Machado	Poochigian
Aguiar	Figueroa	Margett	Pringle
Alby	Firestone	Martinez	Richter
Alquist	Frusetta	Mazzoni	Scott
Ashburn	Gallegos	McClintock	Shelley
Baca	Goldsmith	Migden	Strom-Martin
Baldwin	Granlund	Miller	Sweeney
Battin	Havice	Morrissey	Takasugi
Baugh	Hertzberg	Morrow	Torlakson
Bordonaro	Honda	Murray	Villaraigosa
Bowen	House	Napolitano	Washington
Bowler	Kaloogian	Olberg	Wayne
Campbell	Keeley	Oller	Wildman
Cardoza	Knox	Ortiz	Woods
Cunneen	Kuykendall	Pacheco	Wright
Davis	Leach	Papan	Mr. Speaker
Ducheny	Lempert	Perata	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 273 (**Sweeney**)—An act to amend Sections 273a, 273d, and 1203.097 of the Penal Code, relating to crimes.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—68

Ackerman	Ducheny	Lempert	Papan
Aguiar	Escutia	Leonard	Perata
Alby	Figueroa	Machado	Poochigian
Alquist	Firestone	Margett	Richter
Ashburn	Frusetta	Martinez	Scott
Baca	Gallegos	Mazzoni	Shelley
Baldwin	Goldsmith	McClintock	Strom-Martin
Battin	Granlund	Migden	Sweeney
Baugh	Havice	Miller	Takasugi
Bordonaro	Hertzberg	Morrissey	Torlakson
Bowen	Honda	Morrow	Villaraigosa
Bowler	House	Murray	Washington
Campbell	Kaloogian	Napolitano	Wayne
Cardenas	Keeley	Olberg	Wildman
Cardoza	Knox	Oller	Woods
Cunneen	Kuykendall	Ortiz	Wright
Davis	Leach	Pacheco	Mr. Speaker

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 234 BY UNANIMOUS CONSENT

Assembly Member Battin was granted unanimous consent to take up consideration of Assembly Bill No. 234, out of order.

ASSEMBLY BILL NO. 234 (**Battin**)—An act relating to school facilities.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

~~The roll was opened, and the Assembly refused to concur in Senate amendments by the following vote:~~

~~AYES—2~~

~~Battin~~ ~~Frusetta~~

~~NOES—66~~

~~Ackerman~~	~~Ducheny~~	~~Leonard~~	~~Pringle~~
~~Aguiar~~	~~Escutia~~	~~Machado~~	~~Richter~~
~~Alby~~	~~Figueroa~~	~~Margett~~	~~Scott~~
~~Alquist~~	~~Firestone~~	~~Martinez~~	~~Shelley~~
~~Ashburn~~	~~Gallegos~~	~~Mazzoni~~	~~Strom-Martin~~
~~Baca~~	~~Goldsmith~~	~~McClintock~~	~~Sweeney~~
~~Baldwin~~	~~Granlund~~	~~Migden~~	~~Takasugi~~
~~Baugh~~	~~Havice~~	~~Miller~~	~~Torlakson~~
~~Bordonaro~~	~~Hertzberg~~	~~Morrissey~~	~~Villaraigosa~~
~~Bowen~~	~~Honda~~	~~Morrow~~	~~Washington~~
~~Bowler~~	~~House~~	~~Napolitano~~	~~Wayne~~
~~Brown~~	~~Kaloogian~~	~~Olberg~~	~~Wildman~~
~~Campbell~~	~~Keeley~~	~~Oller~~	~~Woods~~
~~Cardenas~~	~~Knox~~	~~Pacheco~~	~~Wright~~
~~Cardoza~~	~~Kuykendall~~	~~Papan~~	~~Mr. Speaker~~
~~Cunneen~~	~~Leach~~	~~Perata~~	
~~Davis~~	~~Lempert~~	~~Poochigian~~	

(NONE: On July 14, 1997, the action was rescinded whereby the Assembly refused to concur in Senate amendments to Assembly Bill No. 234. See page 3178.)

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 389 (Cunneen)—An act to amend Sections 307, 706, 903, 5211, 7211, and 9211 of the Corporations Code, relating to corporations.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—65

Ackerman	Ducheny	Leonard	Pringle
Aguiar	Escutia	Machado	Richter
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Martinez	Shelley
Ashburn	Frusetta	Mazzoni	Strom-Martin
Baca	Gallegos	McClintock	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Torlakson
Baugh	Havice	Morrow	Villaraigosa
Bordonaro	Honda	Murray	Wayne
Bowen	House	Napolitano	Wildman
Bowler	Kaloogian	Olberg	Woods
Brown	Keeley	Oller	Wright
Campbell	Knox	Pacheco	Mr. Speaker
Cardenas	Kuykendall	Papan	
Cardoza	Leach	Perata	
Cunneen	Lempert	Poochigian	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 519 (Richter)—An act to add Section 706.034 to the Code of Civil Procedure, relating to wage garnishment.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Ackerman	Ducheny	Leonard	Pringle
Aguiar	Escutia	Machado	Richter
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Martinez	Shelley
Ashburn	Frusetta	Mazzoni	Strom-Martin
Baca	Gallegos	McClintock	Sweeney
Baldwin	Goldsmith	Migden	Takasugi
Battin	Granlund	Miller	Torlakson
Baugh	Havice	Morrissey	Villaraigosa
Bordonaro	Hertzberg	Morrow	Washington
Bowen	Honda	Murray	Wayne
Bowler	House	Napolitano	Wildman
Brown	Kaloogian	Olberg	Woods
Campbell	Keeley	Ortiz	Wright
Cardenas	Knox	Pacheco	Mr. Speaker
Cardoza	Kuykendall	Papan	
Cunneen	Leach	Perata	
Davis	Lempert	Poochigian	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 552 (Leach)—An act to amend Section 44466 of the Education Code, relating to certificated school employees, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—70

Ackerman	Ducheny	Leonard	Poochigian
Aguiar	Escutia	Machado	Pringle
Alby	Figueroa	Margett	Richter
Alquist	Firestone	Martinez	Scott
Ashburn	Frusetta	Mazzoni	Shelley
Baca	Gallegos	McClintock	Strom-Martin
Baldwin	Goldsmith	Migden	Sweeney
Battin	Granlund	Miller	Takasugi
Baugh	Havice	Morrissey	Torlakson
Bordonaro	Hertzberg	Morrow	Villaraigosa
Bowen	Honda	Murray	Washington
Bowler	House	Napolitano	Wayne
Brown	Kaloogian	Olberg	Wildman
Campbell	Keeley	Oller	Woods
Cardenas	Knox	Ortiz	Wright
Cardoza	Kuykendall	Pacheco	Mr. Speaker
Cunneen	Leach	Papan	
Davis	Lempert	Perata	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 564 (McClintock)—An act to add Section 43.98 to the Civil Code, relating to health care service plans.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—70

Ackerman	Ducheny	Leonard	Poochigian
Aguiar	Escutia	Machado	Pringle
Alby	Figueroa	Margett	Richter
Alquist	Firestone	Martinez	Scott
Ashburn	Frusetta	Mazzoni	Shelley
Baca	Gallegos	McClintock	Strom-Martin
Baldwin	Goldsmith	Migden	Sweeney
Battin	Granlund	Miller	Takasugi
Baugh	Havice	Morrissey	Torlakson
Bordonaro	Hertzberg	Morrow	Villaraigosa
Bowen	Honda	Murray	Washington
Bowler	House	Napolitano	Wayne
Brown	Kaloogian	Olberg	Wildman
Campbell	Keeley	Oller	Woods
Cardenas	Knox	Ortiz	Wright
Cardoza	Kuykendall	Pacheco	Mr. Speaker
Cunneen	Leach	Papan	
Davis	Lempert	Perata	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 688 (Bowler)—An act to amend Section 12021 of the Penal Code, relating to firearms.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Ackerman	Ducheny	Leonard	Pringle
Aguiar	Escutia	Machado	Richter
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Martinez	Shelley
Ashburn	Frusetta	Mazzoni	Strom-Martin
Baca	Gallegos	McClintock	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Torlakson
Baugh	Havice	Morrow	Villaraigosa
Bordonaro	Hertzberg	Murray	Washington
Bowen	Honda	Napolitano	Wayne
Bowler	House	Olberg	Wildman
Brown	Kaloogian	Oller	Woods
Campbell	Keeley	Ortiz	Wright
Cardenas	Knox	Pacheco	Mr. Speaker
Cardoza	Kuykendall	Papan	
Cunneen	Leach	Perata	
Davis	Lempert	Poochigian	

NOES—1

Migden

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1436 (Cardoza)—An act to amend Sections 3304 and 3309.5 of the Government Code, relating to public safety officers.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Ackerman	Ducheny	Leonard	Poochigian
Aguiar	Escutia	Machado	Pringle
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Martinez	Shelley
Ashburn	Frusetta	Mazzoni	Strom-Martin
Baca	Gallegos	McClintock	Sweeney
Baldwin	Goldsmith	Migden	Takasugi
Battin	Granlund	Miller	Torlakson
Baugh	Havice	Morrissey	Villaraigosa
Bordonaro	Hertzberg	Morrow	Washington
Bowen	Honda	Murray	Wayne
Bowler	House	Napolitano	Wildman
Brown	Kaloogian	Olberg	Woods
Campbell	Keeley	Oller	Wright
Cardenas	Knox	Ortiz	Mr. Speaker
Cardoza	Kuykendall	Pacheco	
Cunneen	Leach	Papan	
Davis	Lempert	Perata	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 591 (Aguiar)—An act to amend Section 798.86 of the Civil Code, relating to mobilehomes.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—59

Aguiar	Ducheny	Kuykendall	Pacheco
Alby	Escutia	Lempert	Papan
Alquist	Figueroa	Leonard	Perata
Baca	Firestone	Machado	Scott
Battin	Frusetta	Margett	Shelley
Baugh	Gallegos	Martinez	Strom-Martin
Bordonaro	Goldsmith	Mazzoni	Sweeney
Bowen	Granlund	Migden	Takasugi
Bowler	Havice	Miller	Torlakson
Brown	Hertzberg	Morrissey	Villaraigosa
Campbell	Honda	Morrow	Washington
Cardenas	House	Murray	Wildman
Cardoza	Kaloogian	Napolitano	Woods
Cunneen	Keeley	Oller	Mr. Speaker
Davis	Knox	Ortiz	

NOES—3

Ackerman	McClintock	Pringle

Above bill ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1019 (Machado)—An act to add Section 17052.22 to the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor, to take effect immediately, tax levy.

Bill read third time, and passed by the following vote:

AYES—64

Ackerman	Ducheny	Leonard	Perata
Aguiar	Escutia	Machado	Poochigian
Alby	Figueroa	Margett	Pringle
Alquist	Firestone	Martinez	Richter
Ashburn	Frusetta	Mazzoni	Scott
Baca	Gallegos	McClintock	Shelley
Battin	Goldsmith	Migden	Strom-Martin
Bordonaro	Granlund	Miller	Sweeney
Bowen	Havice	Morrissey	Takasugi
Bowler	Hertzberg	Morrow	Torlakson
Brown	Honda	Murray	Villaraigosa
Campbell	House	Napolitano	Washington
Cardenas	Keeley	Olberg	Wayne
Cardoza	Knox	Ortiz	Wildman
Cunneen	Kuykendall	Pacheco	Wright
Davis	Lempert	Papan	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 64 (Knox)—Relative to clean fuel fleet vehicles.

Resolution read, and adopted by the following vote:

AYES—49

Aguiar	Firestone	Margett	Shelley
Alquist	Frusetta	Martinez	Strom-Martin
Baca	Gallegos	Mazzoni	Sweeney
Battin	Goldsmith	McClintock	Torlakson
Brown	Havice	Migden	Villaraigosa
Campbell	Hertzberg	Morrissey	Washington
Cardenas	Honda	Napolitano	Wayne
Cardoza	Keeley	Olberg	Wildman
Cunneen	Knox	Ortiz	Wright
Davis	Kuykendall	Pacheco	Mr. Speaker
Ducheny	Lempert	Papan	
Escutia	Leonard	Perata	
Figueroa	Machado	Scott	

NOES—12

Ackerman	Baldwin	Granlund	Miller
Alby	Bordonaro	Kaloogian	Morrow
Ashburn	Bowler	Leach	Oller

Resolution ordered transmitted to the Senate.

HOUSE RESOLUTION NO. 36 (Brown)—Relative to the California wine industry.

Resolution read.

Motion to Amend

Assembly Member Brown moved the adoption of amendments.

Amendments read and adopted; resolution ordered reprinted, and to be placed upon the third reading file.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 66 (**Greene**)—An act relating to class size in the public elementary schools, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Mazzoni moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 355 (**Monteith**)—An act to add Chapter 2.96 (commencing with Section 7286.65) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Assembly Member Cunneen.

Request to Pass and Retain

Assembly Member Villaraigosa requested that Senate Bill No. 355 be passed on file to retain its place on file.

Assembly Member Cunneen objected.

The question being on the passage of the bill.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Cunneen moved a call of the Assembly.

Motion carried. Time, 9:38 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 68 (Kopp)—An act to amend Sections 125.7, 495, 652, 1247.66, 1267, 1310, 1322, and 22958 of the Business and Professions Code, to add Section 11410.60 to the Government Code, to amend Sections 1280, 1280.1, 1295, 1337.9, 1408, 1410, 1428, 1437, 1615, 1618, 1639.4, 1643.1, 1728.2, 1736, 1736.5, 106715, 108900, 111645, 111855, 111940, 115145, 116425, and 116625 of, and to add Section 100171 to, the Health and Safety Code, to add Section 1953.5 to the Unemployment Insurance Code, and to amend Sections 14088.23, 14123, 14123.2, 14124.6, 14126.50, 14171, 14171.5, 14171.6, and 14304 of the Welfare and Institutions Code, relating to administrative adjudication, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Ackerman.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—69

Ackerman	Escutia	Machado	Pringle
Aguiar	Figueroa	Margett	Richter
Alby	Firestone	Martinez	Scott
Alquist	Frusetta	Mazzoni	Shelley
Ashburn	Gallegos	McClintock	Strom-Martin
Baca	Goldsmith	Migden	Sweeney
Baldwin	Granlund	Miller	Takasugi
Battin	Havice	Morrissey	Torlakson
Baugh	Hertzberg	Morrow	Villaraigosa
Bordonaro	Honda	Murray	Washington
Bowen	House	Napolitano	Wayne
Bowler	Kaloogian	Olberg	Wildman
Brown	Keeley	Oller	Woods
Campbell	Knox	Ortiz	Wright
Cardenas	Kuykendall	Pacheco	Mr. Speaker
Cardoza	Leach	Papan	
Davis	Lempert	Perata	
Ducheny	Leonard	Poochigian	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—69

Ackerman	Escutia	Machado	Pringle
Aguiar	Figueroa	Margett	Richter
Alby	Firestone	Martinez	Scott
Alquist	Frusetta	Mazzoni	Shelley
Ashburn	Gallegos	McClintock	Strom-Martin
Baca	Goldsmith	Migden	Sweeney
Baldwin	Granlund	Miller	Takasugi
Battin	Havice	Morrissey	Torlakson
Baugh	Hertzberg	Morrow	Villaraigosa
Bordonaro	Honda	Murray	Washington
Bowen	House	Napolitano	Wayne
Bowler	Kaloogian	Olberg	Wildman
Brown	Keeley	Oller	Woods
Campbell	Knox	Ortiz	Wright
Cardenas	Kuykendall	Pacheco	Mr. Speaker
Cardoza	Leach	Papan	
Davis	Lempert	Perata	
Ducheny	Leonard	Poochigian	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 448 (Sher)—An act to add Section 6254.16 to the Government Code, relating to public records.

Bill read third time, and presented by Assembly Member Keeley.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Pringle moved a call of the Assembly.

Motion carried. Time, 9:42 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 183 (Thompson)—An act to amend Sections 7380 and 7381 of the Fish and Game Code, relating to fish, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Strom-Martin.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Strom-Martin moved a call of the Assembly.

Motion carried. Time, 9:44 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

REQUEST TO DISPENSE WITH CALL OF THE ASSEMBLY ON SENATE BILL NO. 355

Assembly Member Villaraigosa requested unanimous consent that further proceedings under the call of the Assembly be dispensed with on Senate Bill No. 355.

Assembly Member Pringle withheld unanimous consent.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE CONCURRENT RESOLUTION NO. 33 (Haynes)—Relative to religious freedom in China.

Resolution read, presented by Assembly Member Battin, and adopted by the following vote:

AYES—67

Ackerman	Davis	Lempert	Perata
Aguiar	Escutia	Leonard	Poochigian
Alby	Figueroa	Machado	Pringle
Alquist	Firestone	Margett	Richter
Ashburn	Frusetta	Martinez	Scott
Baca	Gallegos	Mazzoni	Shelley
Baldwin	Goldsmith	McClintock	Strom-Martin
Battin	Granlund	Migden	Sweeney
Baugh	Havice	Miller	Takasugi
Bordonaro	Hertzberg	Morrissey	Torlakson
Bowen	Honda	Morrow	Villaraigosa
Bowler	House	Murray	Washington
Brown	Kaloogian	Napolitano	Wayne
Campbell	Keeley	Olberg	Wildman
Cardenas	Knox	Oller	Woods
Cardoza	Kuykendall	Ortiz	Mr. Speaker
Cunneen	Leach	Pacheco	

NOES—None

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 1296 (Lockyer)—An act to amend Section 425.16 of the Code of Civil Procedure, relating to civil actions.

Bill read third time, and presented by Assembly Member Keeley.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Pringle moved a call of the Assembly.

Motion carried. Time, 9:52 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 123 (Peace)—An act to amend Sections 817, 861, and 1538.5 of the Penal Code, relating to criminal procedure.

Bill read third time, and presented by Assembly Member Wayne.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Battin moved a call of the Assembly.

Motion carried. Time, 9:57 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 97 (Alpert)—An act to amend Section 1377 of the Penal Code, relating to criminal procedure.

Bill read third time, and presented by Assembly Member Alby.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Battin moved a call of the Assembly.

Motion carried. Time, 9:59 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALLS OF THE ASSEMBLY DISPENSED WITH

Assembly Member Villaraigosa was granted unanimous consent that further proceedings under the call of the Assembly be dispensed with.

CAUCUS ANNOUNCEMENTS

At 10:01 a.m., Assembly Member Pringle was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 10:01 a.m., Assistant Speaker pro Tempore Baca declared the Assembly recessed.

REASSEMBLED

At 10:37 a.m., the Assembly reconvened.

Hon. Joe Baca, Assistant Speaker pro Tempore of the Assembly, presiding.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 355

At 10:38 a.m., pursuant to unanimous consent granted to Assembly Member Villaraigosa, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Senate Bill No. 355

Assembly Member Villaraigosa was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 355, and that the bill be passed on file, to retain its place on file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 448

At 10:39 a.m., pursuant to unanimous consent granted to Assembly Member Villaraigosa, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Senate Bill No. 448

Assembly Member Pringle was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 448, and that the bill be passed on file, to retain its place on file.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO SENATE BILL NO. 183

At 10:39 a.m., pursuant to unanimous consent granted to Assembly Member Villaraigosa, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Senate Bill No. 183

Assembly Member Pringle was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 183, and that the bill be passed on file, to retain its place on file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1296

At 10:39 a.m., pursuant to unanimous consent granted to Assembly Member Villaraigosa, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Senate Bill No. 1296

Assembly Member Pringle was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 1296, and that the bill be passed on file, to retain its place on file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 123

At 10:40 a.m., pursuant to unanimous consent granted to Assembly Member Villaraigosa, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Senate Bill No. 123

Assembly Member Pringle was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 123, and that the bill be passed on file, to retain its place on file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 97

At 10:40 a.m., pursuant to unanimous consent granted to Assembly Member Villaraigosa, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Senate Bill No. 97

Assembly Member Pringle was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 97, and that the bill be passed on file, to retain its place on file.

REQUEST TO RETURN TO MOTIONS AND RESOLUTIONS

Assembly Member Papan requested to return to Motions and Resolutions.

Assembly Member Kuykendall withheld unanimous consent.

MOTION TO ADJOURN

At 10:44 a.m., Assembly Member Villaraigosa moved that the Assembly do now adjourn.

Assembly Member Escutia seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Member Martinez arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Villaraigosa that the Assembly adjourn.

Motion carried.

PARLIAMENTARY INQUIRY

Assembly Member Granlund arose to the following parliamentary inquiry:

Has the Consent Calendar been taken up?

Reply by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore replied in the negative; that the Consent Calendar would be passed and retained until Monday, July 14, 1997.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 79, Concurrence: Bowen, Kaloogian, Knox, Martinez, McClintock, Napolitano, and Pacheco—Aye.

Assembly Bill No. 273, Concurrence: Cunneen, Kaloogian, Martinez, Napolitano, and Pacheco—Aye.

Assembly Bill No. 234, Concurrence: Bowen, Kaloogian, Martinez, Napolitano, and Pacheco—No.

Assembly Bill No. 389, Concurrence: Bowen, Havice, Kaloogian, Martinez, and Napolitano—Aye.

Assembly Bill No. 519, Concurrence: Bowen, Kaloogian, Kuykendall, Martinez, and Napolitano—Aye.

Assembly Bill No. 552, Concurrence: Bowen, Kaloogian, Martinez, and Napolitano—Aye.

Assembly Bill No. 564, Concurrence: Bowen, Martinez, and Napolitano—Aye.

Assembly Bill No. 688, Concurrence: Cunneen, Martinez, and Napolitano—Aye.

Assembly Bill No. 1436, Concurrence: Martinez and Napolitano—Aye.

Assembly Bill No. 591, Concurrence: Goldsmith, Martinez, and Napolitano—Aye.

Assembly Bill No. 1019: Martinez and Napolitano—Aye.

Assembly Concurrent Resolution No. 64: Battin, Goldsmith, Honda, Martinez, and Napolitano—Aye; Bordonaro and Leach—No.

Senate Bill No. 68 and Urgency: Martinez—Aye.

Senate Concurrent Resolution No. 33: Martinez and Strom-Martin—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 10:45 a.m., Assistant Speaker pro Tempore Baca declared the quorum call of the Assembly dispensed with.

AUTHORIZATION TO INTRODUCE BILLS PURSUANT TO JOINT RULE 54

Pursuant to the provisions of Joint Rule 54, the following communication was presented permitting the introduction of an Assembly bill:

Dear Mr. Clerk: Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Ted Lempert to introduce a bill relating to security window bars. Request No. 9716298.

CRUZ M. BUSTAMANTE
Speaker of the Assembly

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 1616—Lempert, Aroner, and Perata, (Principal Senate coauthor: Lee) (Senator Sher, coauthor). An act to add Chapter 13 (commencing with Section 19894) to Part 3 of Division 13 of the Health and Safety Code, relating to housing, and declaring the urgency thereof, to take effect immediately.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 11, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1141

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 1141—An act to add Section 138.7 to the Labor Code, relating to workers' compensation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Environmental Safety and Toxic Materials

July 11, 1997

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 442
Senate Bill No. 1135

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WAYNE, Chairman

SENATE BILL NO. 442—An act to amend Section 25299.50 of the Health and Safety Code, relating to underground storage tanks, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1135—An act to amend Section 25201.13 of the Health and Safety Code, relating to hazardous waste.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Human Services

July 11, 1997

Mr. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 1332

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARONER, Chairwoman

SENATE BILL NO. 1332—An act to add Section 19507 to the Welfare and Institutions Code, relating to human services, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 11, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 719

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

SENATE BILL NO. 719—An act to add Article 3.5 (commencing with Section 1359) to Chapter 2.2 of Division 2 of the Health and Safety Code, to add Article 1.7 (commencing with Section 10128.50) to Chapter 1 of Part 2 of Division 2 of the Insurance Code, and to amend Section 2800.2 of the Labor Code, relating to health coverage.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Agriculture

July 11, 1997

Mr. Speaker: The Chair of your Committee on Agriculture reports:

Senate Bill No. 920
Senate Bill No. 972

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CARDOZA, Chairman

SENATE BILL NO. 920—An act to amend Section 112895 of the Health and Safety Code, relating to food labeling.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 972—An act to amend Section 3332 of, and to repeal Sections 3335 and 3336 of, the Food and Agricultural Code, and to amend Sections 11272, 12470, and 16310 of the Government Code, relating to the California Exposition and State Fair, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

July 11, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 941
Senate Bill No. 1254

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

SENATE BILL NO. 941—An act to add Article 2.5 (commencing with Section 1231) to Chapter 2 of Division 10 of the Evidence Code, relating to evidence.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1254—An act to amend Sections 290 and 11166.5 of, and to add Section 14201.4 to, the Penal Code, relating to children.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

July 11, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 200
Senate Bill No. 247
Senate Bill No. 842
Senate Bill No. 1102
Senate Bill No. 1106
Senate Bill No. 1234

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

SENATE BILL NO. 200—An act to add Section 7073.8 to the Government Code, relating to economic development.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 247—An act to amend Sections 19271 and 19272 of, and to amend and renumber Section 19532 of, the Revenue and Taxation Code, and to amend Section 11475.1 of, and to add Section 11479.1 to, the Welfare and Institutions Code, relating to support.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 842—An act to amend Section 23221 of the Revenue and Taxation Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1102—An act to amend Section 15619 of the Government Code, and to amend Sections 6203, 7102, 8255, 8651.7, 9255, 30179, 30366, 30455, 32405, 40116, 43455, 45655, 46506, 46751, 50112.2, 50113, 50142.1, 50161, 55225, 60120, 60121, 60361, 60524, 60608, and 60609 of, to add Sections 9255.1, 50162, and 60105 to, to add Article 4.5 (commencing with Section 40086) to Chapter 4 of Part 19 of, Article 4.5 (commencing with Section 41084.1) to Chapter 4 of Part 20 of, Article 2.5 (commencing with Section 50113.5) to Chapter 3 of Part 26 of, and Chapter 9 (commencing with Section 50171) to Part 26 of, Division 2 of, and to repeal Sections 60104 and 60709 of, the Revenue and Taxation Code, and to amend Sections 2104, 2105, and 2107 of the Streets and Highways Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1106—An act to amend Section 30 of the Business and Professions Code, to amend Section 1666.5 of the Insurance Code, to renumber Section 19532 of, to amend and renumber the heading of Article 6 (commencing with Section 19280) of Chapter 5 of Part 10.2 of Division 2 of, to add Sections 17936, 23114, and 24954 to, and to repeal Sections 23184, 23184.5, 23185, 23185a, 23185b, and 24903 of, the Revenue and Taxation Code, to amend Section 1088.5 of the Unemployment Insurance Code, and to amend Section 56 of Chapter 952 of the Statutes of 1996, relating to taxation, and making an appropriation therefor, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1234—An act to amend Sections 17009, 17039, 17941, 18633.5, 23036, and 23038 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Revenue and Taxation

July 11, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 1614

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

ASSEMBLY BILL NO. 1614—An act to add Part 32 (commencing with Section 65001) to Division 2 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 629

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 1418

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 827

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

DAVIS, Chairwoman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1468

With amendments with the recommendation: Amend, and do pass, as amended.

HERTZBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1224

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 930

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Banking and Finance.

DAVIS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1273

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Televising the Assembly and Information Technology.

DAVIS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1184

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Local Government.

DAVIS, Chairwoman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, July 11, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 112
Assembly Bill No. 223
Assembly Bill No. 240
Assembly Bill No. 259
Assembly Bill No. 311
Assembly Bill No. 433
Assembly Bill No. 464
Assembly Bill No. 683
Assembly Bill No. 708
Assembly Bill No. 725
Assembly Bill No. 951
Assembly Bill No. 1222
Assembly Bill No. 1257
Assembly Bill No. 1258
Assembly Bill No. 1319
Assembly Bill No. 1354
Assembly Bill No. 1372

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 11, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 174
Assembly Bill No. 296
Assembly Bill No. 330
Assembly Bill No. 575
Assembly Bill No. 603
Assembly Bill No. 924
Assembly Bill No. 937
Assembly Bill No. 967
Assembly Bill No. 1129
Assembly Bill No. 1143
Assembly Bill No. 1259
Assembly Bill No. 1278
Assembly Bill No. 1522

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, July 11, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 30

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, July 11, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 18
Senate Bill No. 127
Senate Bill No. 338
Senate Bill No. 354
Senate Bill No. 362
Senate Bill No. 372
Senate Bill No. 498
Senate Bill No. 531
Senate Bill No. 612
Senate Joint Resolution No. 5

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

July 11, 1997

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 386 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

Senate Chamber, July 11, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 119
Senate Bill No. 990
Senate Bill No. 1083

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 119—An act to amend Section 170.6 of the Code of Civil Procedure, relating to judicial officers.

SENATE BILL NO. 990—An act to amend Sections 19802, 19807.1, 19809, and 19809.5 of the Business and Professions Code, relating to gaming.

SENATE BILL NO. 1083—An act relating to public social services.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Education, on Thursday, July 17, 1997, at 9 a.m., or upon adjournment of session, in Room 4202.

INTRODUCTION OF GUESTS

Assembly Member Baca, of the 62nd Assembly District, introduced Susan and Ray Roa and David Pruitt, of Colton.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Villaraigosa the Assembly adjourned until 11:30 a.m., Monday, July 14, 1997, out of respect to the memory of Adrian Kenneth Boer, on motion of Assembly Member Aguiar; out of respect to the memory of Mary Lou Shortridge, on motion of Assembly Member Kuykendall; out of respect to the memory of Kathy Peterson and Dr. Paul Harrison, on motion of Assembly Member Brown; out of respect to the memory of George Steven Bateman, on motion of Assembly Member Shelley; and out of respect to the memory of Jerry Doggett, on motion of Assembly Member Wayne.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 11, 1997

The following measures were amended in the Assembly on this day:

AB	RN
1363	9718102
1614	9718374

HR	RN
36	9718064

SB	RN
48	9717706
66	9717967
93	9718017
95	9717883
105	9718061
200	9718051
245	9718078
247	9718390
442	9718082
499	9717961
544	9718145
566	9718138
669	9718265
674	97148059
695	9718053
716	9718085
719	9717746
788	9717973
842	9718296
920	9717294
941	9718317
972	9717836
989	9717352
1039	9717823
1102	9718096
1106	9717985
1113	9717355
1135	9718035
1141	9717773
1226	9717872
1234	9718186
1254	9717950
1328	9717626
1332	9718266
1350	9718284

Daily Total: 38
Cumulative Total: 2695

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 14, 1997

ONE HUNDRED SIXTH SESSION DAY

TWO HUNDRED TWENTY-FIFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, July 14, 1997

The Assembly met at 11:37 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Richter moved a quorum call of the Assembly.

Motion carried. Time, 11:38 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 12:05 p.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—80:

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Master, God of All, We bless You for having looked with mercy and compassion upon us and for having redeemed us from the malicious and vain world. We thank You, Lord, that You have been our guardian and helper, our refuge and savior. According to the multitude of Your compassions, perfect us, in every good work that is well-pleasing to You; and guide our minds and our hearts to do Your will in all things. For Yours it is to have mercy and to save, O God, and to You we send up all glory.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member McClintock 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 Scott, seconded by Assembly Member Leonard.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 14, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Jan Goldsmith to the Assembly Banking Committee to replace Assemblymember Howard Kaloogian for today, July 14, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 14, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Brett Granlund to the Assembly Utilities and Commerce Committee to replace Assemblymember Barbara Alby for today, July 14, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 14, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Steve Baldwin to the Assembly Revenue and Taxation Committee to replace Assemblymember Howard Kaloogian for today, July 14, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 14, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I am appointing the following Assemblymembers to the Select Committee on Rural Economic Development:

Roy Ashburn, Fred Aguiar, Dennis Cardoza, Grace Napolitano, Charles Poochigian, Helen Thomson, Tom Torlakson, Tom Woods, Roderick Wright

Thank you for your assistance in this matter.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

July 11, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that on July 11, 1997, the Assembly Rules Committee adopted the following policy:

The Rules Committee shall approve no mailing done in conjunction with a co-sponsored event if that event is scheduled to occur within 90 days of a statewide general election.

Sincerely,

DON PERATA
Chair, Assembly Rules Committee

July 14, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that the Assembly Rules Committee heard Assemblyman Jan Goldsmith's petition today. The motion to approve the item failed passage, reconsideration was granted, and the item failed a second time. Therefore, I am returning the petition to the Assembly Desk.

Sincerely,

DON PERATA
Chair, Assembly Rules Committee

(NOTE: The above referenced petition received and referred to the Committee on Rules on June 12, 1997. See Assembly Journal, page 2706.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 14, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1363

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, July 14, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1614

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, July 14, 1997

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.

REPORTS OF STANDING COMMITTEES

Committee on Budget

July 14, 1997

Mr. Speaker: Your Committee on Budget reports the following resolution pursuant to the provisions of Joint Rule 62(a):

Assembly Constitutional Amendment No. 2

DUCHENY, Chairwoman

Above resolution ordered filed with the Chief Clerk.

Committee on Rules

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 14

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.

PERATA, Chairman

Above resolution ordered on file.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 65

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.

PERATA, Chairman

Above resolution ordered on file.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 471

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

KNOX, Chairman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 567

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MURRAY, Chairman

Above bill ordered to second reading.

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 89

With amendments with the recommendation: Amend, and do pass, as amended.

MURRAY, Chairman

Above bill ordered to second reading.

Committee on Budget

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Budget reports:

Senate Bill No. 292

With amendments with the recommendation: Amend, and do pass, as amended.

DUCHENY, Chairwoman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 816

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

DAVIS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 702

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

DAVIS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1212

With amendments with the recommendation: Amend, and do pass, as amended.

DAVIS, Chairwoman

Above bill ordered to second reading.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Members McClintock, Oller, and Torlakson on the occasion of their birthdays.

ADJOURN IN MEMORY

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Helen Madere, Vice Mayor of Rio Vista.

Assembly Member Honda was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Tokio Ishikawa, of San Jose.

Assembly Member Runner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Rosemary Dispenza, of Palmdale.

Assembly Member Lempert was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marvin Auerback, M.D., of Hillsborough and Phebe Bostwick, of Portola Valley.

Assembly Member McClintock was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Todd Vincent Osburn, of Van Nuys.

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 Porfirio "Pilo" Campos, of Thousand Oaks.

JOINT RULE 62(a) WAIVED

Assembly Member Papan was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 784, 930, 633, and 1200 for hearing in the Committee on Banking and Finance today.

PARLIAMENTARY INQUIRY

Assembly Member Richter requested that the Speaker establish a bipartisan committee to inquire into the question of what happened to the blank audio recording tapes of the hearing of the Committee on Labor and Employment and that any person having knowledge of what happened to the tape be put under Oath.

Reply by Speaker Bustamante

Speaker pro Tempore Kuehl deferred to Speaker Bustamante whereupon he replied that a situation occurred in a committee hearing in which there was concern with regard to a tape. The Speaker's office immediately looked into the issue in order to resolve the matter. It was determined that tapes were available; copies of the tapes along with a letter were sent to the Attorney General last week pursuant to his interest in reviewing the matter. Full cooperation has been extended to the Attorney General and Mr. Richter may contact the Attorney General.

JOINT RULE 62(a) WAIVED

Assembly Member Vincent was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1351 for hearing in the Committee on Elections, Reapportionment and Constitutional Amendments today.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Kuykendall was granted unanimous consent that the following Legislative Counsel opinion be printed in the Journal:

Sacramento, California
July 9, 1997

Honorable Steven T. Kuykendall
5158 State Capitol

School District Reorganization—#16331

Dear Mr. Kuykendall:

QUESTION

Does subdivision (b) of Section 35700 of the Education Code and subdivision (b) of Section 35721 of the Education Code apply to school district reorganizations where a community that is part of one school district with over 200,000 pupils in average daily attendance wants to secede from that school district and become part of another existing school district?

OPINION

Subdivision (b) of Section 35700 of the Education Code and subdivision (b) of Section 35721 of the Education Code do not apply to school district reorganizations where a community that is part of one school district with over 200,000 pupils in average daily attendance wants to secede from that school district and become part of another existing school district.

ANALYSIS

By way of background, a general discussion of the procedures to reorganize a school district may be helpful. In that regard, Chapter 3

(commencing with Section 35500) and Chapter 4 (commencing with Section 35700) of Part 21 of the Education Code [1] (hereafter Chapter 3 and Chapter 4, respectively) contain the statutory provisions governing the reorganization of school districts. An action to "reorganize" school districts may be an action to form, dissolve, or lapse a school district, the annexation of all or part of the territory of one district to another, the transfer of all or part of one district to another, the unification or deunification of a school district, any other alteration of the boundaries of a school district, or any combination of all of those actions (Sec. 35511).

Thus, an action to reorganize school districts pursuant to Section 35511 includes the situation where a community that is part of one school district secedes from that school district and becomes part of another existing school district. This kind of reorganization is generally referred to in Chapter 3 and Chapter 4 as a territory transfer (see Secs. 35706, 35709, and 35710).

An action to reorganize a school district may be commenced, alternatively, by different persons or entities and pursuant to different statutory provisions. More specifically, an action to reorganize a school district may be commenced either by petition of voters, property owners, or members of governing boards of school districts (see Art. 1 (commencing with Sec. 35700), Ch. 4, Pt. 21), or by voters or the county committee on school district organization (hereafter county committee) (see Art. 2 (commencing with Sec. 35720), Ch. 4, Pt. 21).

As to an action to reorganize a school district that is initiated by petition of voters, property owners, or members of governing boards of school districts, Section 35700 provides as follows:

> "35700. An action to reorganize one or more districts is initiated upon the filing, with the county superintendent of schools, of a petition to reorganize one or more school districts signed by any of the following:
>
> "(a) At least 25 percent of the registered voters residing in the territory proposed to be reorganized if the territory is inhabited. Where the petition is to reorganize territory in two or more school districts, the petition shall be signed by at least 25 percent of the registered voters in that territory in each of those districts.
>
> "(b) *A number of registered voters residing in the territory proposed to be reorganized, equal to at least 8 percent of the votes cast for all candidates for Governor at the last gubernatorial election in the territory proposed to be reorganized, where the affected territory consists of a single school district with over 200,000 pupils in average daily attendance and the petition is to reorganize the district into two or more districts.*
>
> "(c) The owner of the property, provided that territory is uninhabited and the owner thereof has filed either a tentative subdivision map with the appropriate county or city agency or an application for any project, as defined in

[1] All further statutory references are to the Education Code, unless otherwise indicated.

Section 21065 of the Public Resources Code, with one or more local agencies.

"(d) A majority of the members of the governing boards of each of the districts that would be affected by the proposed reorganization." (Emphasis added.)

Thus, subdivision (b) of Section 35700 provides that an action to reorganize is initiated upon the filing, with the county superintendent of schools, of a petition to reorganize signed by the number of registered voters residing in the territory proposed to be reorganized, equal to at least 8 percent of the votes cast for all candidates for Governor at the last gubernatorial election in the territory proposed to be reorganized, where the affected territory consists of a single school district with over 200,000 pupils in average daily attendance and the petition is to reorganize the school district into two or more districts.

The issue we address in this opinion as to subdivision (b) of Section 35700 is whether this provision applies to a territory transfer where the territory to be transferred is in a school district with over 200,000 pupils in average daily attendance. We begin by noting that only the Los Angeles Unified School District has over 200,000 pupils in average daily attendance. In 1995, the Los Angeles Unified School District had an enrollment in excess of 750,000 pupils (*California Public School Directory* (1995), p. 210).

To ascertain the meaning of a statute, we look to the language in which the statute is framed (*Leroy T.* v. *Workmen's Comp. Appeals Bd.*, 12 Cal. 3d 434, 438). Where a statute is susceptible to two constructions, the one that leads to the more reasonable result will be followed (*Metropolitan Water Dist.* v. *Adams,* 32 Cal. 2d 620, 630–631).

Section 35700 generally applies to territory transfers and to other reorganizations involving two or more school districts. For example, the first paragraph of Section 35700 provides for petitions to reorganize one or more school districts. Moreover, subdivision (a) of Section 35700 provides that where a petition is to reorganize territory in two or more school districts, the petition shall be signed by at least 25 percent of the registered voters in the territory in each of those school districts. Finally, subdivision (d) of Section 35700 provides that a petition to reorganize two or more school districts may be initiated and signed by a majority of the members of the governing boards of each of the school districts that would be affected by the school district reorganization.

In contrast, subdivision (b) of Section 35700 does not specify a method to include the voters residing in the school district where the territory would be transferred within the petition process. This difference in subdivision (b) indicates that the Legislature did not intend to include within that subdivision, as it did in the other subdivisions of Section 35700, territory transfers or reorganizations involving two or more school districts. The words in a statute are to be given their ordinary meaning unless a different meaning is clearly intended (*Hazelwood* v. *Hazelwood,* 57 Cal. App. 3d 693, 698) and subdivision (b) of Section 35700 provides that an action to reorganize may be initiated pursuant to this subdivision when the affected

territory "consists of a single school district" and the petition is to reorganize the school district "into two or more districts."

Moreover, Section 35706 provides that, within 120 days of the commencement of the first public hearing on the petition, the county committee is required to recommend approval or disapproval "of a petition for unification of school districts or for the division of the territory of an existing school district into two or more separate school districts, as the petition may be augmented, or shall approve or disapprove a petition for the transfer of territory, as the petition may be augmented." This section, and Sections 35709 and 35710, which also set forth specific procedures for a reorganization involving a transfer of territory, indicate that the Legislature views a reorganization of an existing school district into two or more school districts differently than a reorganization involving a transfer of territory. In view of the rule of statutory construction which provides that a phrase or expression may be interpreted in accordance with its use in other related statutes (*Frediani* v. *Ota,* 215 Cal. App. 2d 127, 133), in our view the Legislature did not intend subdivision (b) of Section 35700 to apply to territory transfers.

Thus we conclude that subdivision (b) of Section 35700 does not apply to school district reorganizations where a community that is part of one school district with over 200,000 pupils in average daily attendance wants to secede from that school district and become part of another existing school district.

We now turn to Section 35721 which provides as follows:

> "35721. (a) On receipt of a petition signed by at least 10 percent of the qualified electors residing in any district for a consideration of unification or other reorganization of any area, the county committee shall hold a public hearing on the petition at a regular or special meeting.
>
> "(b) *On receipt of a petition signed by at least 5 percent of the qualified electors residing in a school district with over 200,000 pupils in average daily attendance in which the petition is to reorganize the district into two or more districts, the county committee shall hold a public hearing on the petition at a regular or special meeting.*
>
> "(c) Following the hearing conducted pursuant to subdivision (a) or (b), the county committee shall grant or deny the petition. If the county committee grants the petition, it shall adopt a tentative recommendation following which action it shall hold one or more public hearings in the area proposed for reorganization. The provisions of Sections 35705 and 35705.5 shall apply to any such public hearing." (Emphasis added.)

Thus, subdivision (b) of Section 35721 provides that a petition may be signed by at least 5 percent of the qualified electors residing in any school district with over 200,000 pupils in average daily attendance in which the petition is to reorganize the school district into two or more school districts.

This provision, like subdivision (b) of Section 35700, pertains to a petition to reorganize a school district into two or more school districts. A statute should be interpreted with reference to the

system of law of which it is a part (*People* v. *Comingore*, 20 Cal. 3d 142, 147). Thus, the words in subdivision (b) of Section 35721 should be interpreted in the same manner as the identical words in subdivision (b) of Section 35700.

Thus, subdivision (b) of Section 35721 does not apply to school district reorganizations involving a transfer of territory.

In conclusion, subdivision (b) of Section 35700 of the Education Code and subdivision (b) of Section 35721 of the Education Code do not apply to school district reorganizations where a community that is part of one school district with over 200,000 pupils in average daily attendance wants to secede from that school district and become part of another existing school district.

Very truly yours,

BION M. GREGORY
Legislative Counsel

By
Shira K. Gilbert
Deputy Legislative Counsel

SENATE BILL NO. 112 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Migden was granted unanimous consent that Senate Bill No. 112 be removed from the Consent Calendar, and to take the bill up at this time, without reference to file, for purpose of amendment.

SENATE BILL NO. 112 (Kopp)—An act to amend Sections 9250.7 and 22710 of the Vehicle Code, relating to vehicles, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Migden moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

REQUEST FOR PHOTOGRAPHER

Assembly Member Alquist was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

JOINT RULE 62(a) WAIVED

Assembly Member Lempert was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 227 for hearing in the Committee on Higher Education, on July 15, 1997, at 1:30 p.m.

Assembly Member Hertzberg was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 669 for hearing in the Committee on Public Safety, on July 15, 1997.

ACTION RESCINDED ON SENATE BILL NO. 386

Assembly Member Hertzberg was granted unanimous consent to rescind the action whereby the Assembly, on July 3, 1997 (Assembly Journal, page 3006), passed Senate Bill No. 386, and whereby the bill was ordered transmitted to the Senate.

ADJOURN IN MEMORY

Assembly Member Floyd was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of longtime Capitol employee Gerri Schroeder, of Citrus Heights.

JOINT RULE 62(a) WAIVED

Assembly Member Mazzoni was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1110 for hearing in the Committee on Education, on Thursday, July 17, 1997.

RULES TEMPORARILY SUSPENDED

Assembly Member Escutia was granted unanimous consent that Assembly Rule 77 be suspended to permit consideration of Senate amendments to Assembly Bill No. 112.

ASSEMBLY BILL NO. 112 (Escutia)—An act 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 refused to concur in Senate amendments by the following vote:~~

~~AYES—1~~

~~Villaraigosa~~

~~NOES—72~~

~~Ackerman~~	~~Cunneen~~	~~Lempert~~	~~Prenter~~
~~Aguiar~~	~~Davis~~	~~Leonard~~	~~Pringle~~
~~Alby~~	~~Escutia~~	~~Machado~~	~~Richter~~
~~Alquist~~	~~Figueroa~~	~~Margett~~	~~Runner~~
~~Aroner~~	~~Firestone~~	~~Martinez~~	~~Scott~~
~~Ashburn~~	~~Floyd~~	~~Mazzoni~~	~~Shelley~~
~~Baca~~	~~Frusetta~~	~~McClintock~~	~~Sweeney~~
~~Battin~~	~~Gallegos~~	~~Migden~~	~~Takasugi~~
~~Baugh~~	~~Goldsmith~~	~~Miller~~	~~Thompson~~
~~Bordonaro~~	~~Granlund~~	~~Morrissey~~	~~Thomson~~
~~Bowen~~	~~Havice~~	~~Morrow~~	~~Torlakson~~
~~Bowler~~	~~Hertzberg~~	~~Murray~~	~~Vincent~~
~~Brewer~~	~~Honda~~	~~Olberg~~	~~Washington~~
~~Brown~~	~~House~~	~~Oller~~	~~Wayne~~
~~Caldera~~	~~Keeley~~	~~Ortiz~~	~~Wildman~~
~~Campbell~~	~~Kuehl~~	~~Pacheco~~	~~Woods~~
~~Cardenas~~	~~Kuykendall~~	~~Papan~~	~~Wright~~
~~Cardoza~~	~~Leach~~	~~Poochigian~~	~~Mr. Speaker~~

(NOTE: On April 2, 1998, the action was rescinded whereby the Assembly refused to concur in Senate amendments to Assembly Bill No. 112. See page 6077.)

BEST WISHES EXTENDED

Assembly Member Wright was joined by Members of the Assembly in extending best wishes to former Assembly Member Marguerite Archie-Hudson as she recuperates following a recent auto accident.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 549, on request of Assembly Member Takasugi.

CAUCUS ANNOUNCEMENTS

At 12:32 p.m., by unanimous consent, the Democratic Caucus was permitted to meet in the Assembly Lounge, and the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 12:33 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 2:10 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, July 14, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 637
Assembly Bill No. 685

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 14, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1279

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered enrolled.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Murray announced that the Committee on Transportation would meet today, 15 minutes after adjournment of Floor session.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bill No. 1014, on request of Assembly Member Murray.

RESOLUTIONS

The following resolution was offered:

Resolutions to Suspend Joint Rules

By Assembly Member Floyd:

Resolved, That Joint Rule 61(a)(7) be suspended to permit Assembly Bill No. 258 to be considered for passage.

Resolution read, and adopted by the following vote:

AYES—77

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Scott
Alby	Escutia	Margett	Shelley
Alquist	Figueroa	Mazzoni	Strom-Martin
Aroner	Firestone	McClintock	Sweeney
Ashburn	Floyd	Migden	Takasugi
Baca	Frusetta	Miller	Thompson
Baldwin	Gallegos	Morrissey	Thomson
Battin	Goldsmith	Morrow	Torlakson
Baugh	Granlund	Murray	Villaraigosa
Bordonaro	Havice	Napolitano	Vincent
Bowen	Hertzberg	Olberg	Washington
Bowler	Honda	Oller	Wayne
Brewer	House	Ortiz	Wildman
Brown	Keeley	Pacheco	Woods
Caldera	Knox	Papan	Wright
Campbell	Kuehl	Perata	Mr. Speaker
Cardenas	Kuykendall	Poochigian	
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—1

Martinez

CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 258 (Floyd)—An act relating to taxation.

Bill read third time, and passed by the following vote:

AYES—72

Ackerman	Ducheny	Machado	Pringle
Aguiar	Escutia	Margett	Runner
Alby	Figueroa	Martinez	Scott
Alquist	Firestone	Mazzoni	Shelley
Aroner	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Bowen	Granlund	Morrow	Thomson
Bowler	Havice	Murray	Torlakson
Brewer	Hertzberg	Napolitano	Villaraigosa
Brown	Honda	Olberg	Vincent
Caldera	Keeley	Oller	Washington
Campbell	Knox	Ortiz	Wayne
Cardenas	Kuehl	Papan	Wildman
Cardoza	Leach	Perata	Woods
Cunneen	Lempert	Poochigian	Wright
Davis	Leonard	Prenter	Mr. Speaker

NOES—1

Pacheco

Bill ordered transmitted to the Senate.

HOUSE RESOLUTION NO. 36 (Brown)—Relative to the California wine industry.

Resolution read.

Members Made Coauthors of House Resolution No. 36

Assembly Member Brown was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of House Resolution No. 36.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Alby, Alquist, Aroner, Baca, Baldwin, Battin, Bowen, Bowler, Brewer, Campbell, Cardenas, Cardoza, Cunneen, Davis, Ducheny, Escutia, Figueroa, Frusetta, Granlund, Hertzberg, House, Keeley, Knox, Kuehl, Kuykendall, Leach, Lempert, Leonard, Machado, Margett, Martinez, Mazzoni, McClintock, Migden, Miller, Morrissey, Morrow, Murray, Napolitano, Oller, Ortiz, Pacheco, Papan, Perata, Poochigian, Prenter, Pringle, Richter, Runner, Scott, Shelley, Strom-Martin, Sweeney, Takasugi, Thompson, Thomson, Torlakson, Villaraigosa, Vincent, Washington, Wayne, Wildman, Woods, and Wright.

Request for Unanimous Consent

Assembly Member Brown was granted unanimous consent to take up House Resolution No. 36, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of House Resolution No. 36, as Amended

HOUSE RESOLUTION NO. 36—Relative to the California wine industry.

Resolution read, as amended, and adopted by the following vote:

AYES—76

Ackerman	Davis	Machado	Pringle
Aguiar	Ducheny	Margett	Richter
Alby	Escutia	Martinez	Runner
Alquist	Figueroa	Mazzoni	Scott
Aroner	Frusetta	McClintock	Shelley
Ashburn	Gallegos	Migden	Strom-Martin
Baca	Goldsmith	Miller	Sweeney
Baldwin	Granlund	Morrissey	Takasugi
Battin	Havice	Morrow	Thompson
Bordonaro	Hertzberg	Murray	Thomson
Bowen	Honda	Napolitano	Torlakson
Bowler	House	Olberg	Villaraigosa
Brewer	Keeley	Oller	Vincent
Brown	Knox	Ortiz	Washington
Caldera	Kuehl	Pacheco	Wayne
Campbell	Kuykendall	Papan	Wildman
Cardenas	Leach	Perata	Woods
Cardoza	Lempert	Poochigian	Wright
Cunneen	Leonard	Prenter	Mr. Speaker

NOES—None

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 14 (Caldera)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 26 of Article XIII thereof, relating to taxation.

Resolution read third time, and adopted by the following vote:

AYES—76

Ackerman	Ducheny	Machado	Pringle
Aguiar	Escutia	Margett	Richter
Alby	Figueroa	Martinez	Runner
Alquist	Firestone	Mazzoni	Scott
Aroner	Floyd	McClintock	Shelley
Baca	Frusetta	Migden	Strom-Martin
Baldwin	Gallegos	Miller	Sweeney
Battin	Goldsmith	Morrissey	Takasugi
Bordonaro	Granlund	Morrow	Thompson
Bowen	Havice	Murray	Thomson
Bowler	Hertzberg	Napolitano	Torlakson
Brewer	Honda	Olberg	Villaraigosa
Brown	House	Oller	Vincent
Caldera	Keeley	Ortiz	Washington
Campbell	Knox	Pacheco	Wayne
Cardenas	Kuehl	Papan	Wildman
Cardoza	Kuykendall	Perata	Woods
Cunneen	Leach	Poochigian	Wright
Davis	Lempert	Prenter	Mr. Speaker

NOES—None

Resolution ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 220, on request of Assembly Member Brown.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Resolution

ASSEMBLY JOINT RESOLUTION NO. 34 (Baca)—Relative to religion.

Resolution read, and adopted by the following vote:

AYES—78

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	Runner
Alby	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Floyd	Migden	Sweeney
Baca	Frusetta	Miller	Takasugi
Baldwin	Gallegos	Morrissey	Thompson
Battin	Goldsmith	Morrow	Thomson
Baugh	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Villaraigosa
Bowen	Hertzberg	Olberg	Vincent
Bowler	Honda	Oller	Washington
Brewer	House	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

Resolution ordered transmitted to the Senate.

Consent Calendar—Senate Bills

SENATE BILL NO. 343 (Calderon)—An act to amend Section 10127.9 of the Insurance Code, relating to insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1153 (Johnson)—An act to amend Section 990.8 of, and to add Section 6512.2 to, the Government Code, relating to insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 590 (Johnson)—An act to add Section 873 to the Welfare and Institutions Code, relating to minors.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 925 (Ayala)—An act to amend Section 1203.05 of the Penal Code, relating to criminal procedure.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 33 (Maddy)—An act to amend Section 155.20 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 162 (Haynes)—An act to add Section 24304.1 to the Government Code, to amend Section 1463.007 and 1463.16 of the Penal Code, and to add and repeal Section 42007.1 of the Vehicle Code, relating to counties, 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. 188 (Kelley)—An act to amend Sections 110, 1109, 2114, 2115, 2117, 6910, 8910, 12680, 25102, and 25113 of, and to repeal Sections 2108 and 2109 of, the Corporations Code, and to amend Section 15204 of the Financial Code, relating to corporations.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 198 (Kelley)—An act to amend Section 308 of the Penal Code, relating to crimes.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 229 (Johnston)—An act to amend Sections 14087.325 of the Welfare and Institutions Code, relating to human services.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 430 (Knight)—An act to amend Sections 68085 and 77205.1 of the Government Code, relating to trial court funding, 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. 433 (Lewis)—An act to amend Sections 18145, 18165, and 18166 of, and to add Sections 18145.1 and 18165.1 to, the Financial Code, relating to industrial loan companies.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 437 (Johnston)—An act to amend Sections 1 and 2 of Chapter 213 of the Statutes of 1907, relating to water, 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. 467 (Rainey)—An act to amend Section 30546 of the Water Code, relating to water.

~~Bill read third time, passed, and ordered transmitted to the Senate.~~

~~(For the vote on the above bill, see this day's Consent Calendar roll call.)~~

(NOTE: On August 7, 1997, the action was rescinded whereby Senate Bill No. 467 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3539.)

SENATE BILL NO. 504 (Johnston)—An act to add Section 11440.60 to the Government Code, relating to administrative law.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1041 (Johnson)—An act to amend Sections 18205.5, 18206, and 18455 of, to repeal Sections 18267 and 18273 of, and to repeal Article 7 (commencing with Section 18310) of, Chapter 3 of Division 7 of, the Financial Code, relating to industrial loan companies.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 650 (Lewis)—An act to amend Sections 4980.43, 4980.54, and 4996.22 of the Business and Professions Code, relating to healing arts.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 833 (Rosenthal)—An act to amend Section 2651 of, and to add Sections 2650.2 and 2655.75 to, the Business and Professions Code, relating to physical therapy.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1017 (Leslie)—An act to add Section 2220.5 to the Business and Professions Code, relating to medicine.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 144 (Thompson)—An act to amend Sections 5517, 8183, 8280.1, and 9001.6 of, to add Section 8280.7 to, to repeal, add, and repeal Section 8279.1 of, and to repeal Section 8599.6 of, the Fish and Game Code, relating to fish.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 792 (Burton)—An act to add Section 1213 to the Probate Code, relating to probate.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1159 (Schiff)—An act to amend, repeal, and add Section 820.9 of the Government Code, relating to governmental tort liability.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 562 (**Alpert**)—An act to amend Section 66499.7 of the Government Code, relating to land use.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 691 (**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. 692 (**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. 693 (**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.)

SENATE BILL NO. 927 (**Ayala**)—An act to amend Section 65858 of the Government Code, relating to land use.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 206 (**Ayala**)—An act to amend Section 12514 of the Water Code, relating to water.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 922 (**Thompson**)—An act to amend Section 2290.5 of the Business and Professions Code, relating to medicine.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 595 (**Burton**)—An act to amend Section 303 of the Public Utilities Code, relating to the Public Utilities Commission, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 786 (Knight)—An act to amend Section 832.6 of the Penal Code, relating to peace officers.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1058 (Schiff)—An act to add Section 827.6 to the Welfare and Institutions Code, relating to minors.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1088 (Lockyer)—An act to add Section 68804 to the Government Code, relating to capital judgments.

~~Bill read third time, passed, and ordered transmitted to the Senate.~~

~~(For the vote on the above bill, see this day's Consent Calendar roll call.)~~

(NOTE: On August 29, 1997, the action was rescinded whereby Senate Bill No. 1088 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3928.)

SENATE BILL NO. 16 (Knight)—An act to amend Section 11413 of the Penal Code, relating to crime.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 107 (Kelley)—An act to amend and repeal Section 9880.2 of the Business and Professions Code, relating to automotive repair.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 122 (Alpert)—An act to amend Section 273 of the Penal Code, relating to adoption.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 132 (Solis)—An act to amend Sections 1095 and 1137.1 of the Unemployment Insurance Code, relating to unemployment insurance.

~~Bill read third time, passed, and ordered transmitted to the Senate.~~

~~(For the vote on the above bill, see this day's Consent Calendar roll call.)~~

(NOTE: On July 28, 1997, the action was rescinded whereby Senate Bill No. 132 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3436.)

SENATE BILL NO. 186 (Solis)—An act to amend Sections 12022.3 and 12022.8 of the Penal Code, relating to crimes.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 282 (Leslie)—An act to amend Sections 148 and 653t of the Penal Code, relating to crimes.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 358 (Rainey)—An act to amend Section 20575 of the Government Code, relating to public employees.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 366 (Hughes)—An act to add Section 13510.6 to the Penal Code, relating to peace officers, 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. 457 (Costa)—An act to amend Sections 11470, 11488.5, 11489, and 11492 of the Health and Safety Code, relating to controlled substances, and making an appropriation therefor.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 497 (Brulte)—An act to amend Section 1367 of the Health and Safety Code, relating to health care service plans.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 518 (Monteith)—An act to amend Sections 1247.5 and 1247.6 of the Business and Professions Code, relating to clinical laboratory technology.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 568 (Sher)—An act to add Chapter 6 (commencing with Section 4900) to, and to repeal Chapter 6 (commencing with Section 4800) of, Part 5 of Division 9 of the Family Code, relating to family law.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1215 (Burton)—An act to amend Sections 1, 2, 3, 5, 6, 8, and 9 of, to add Section 13.6 to, and to repeal Section 10 of, Chapter 1143 of the Statutes of 1991, relating to San Francisco filled tidelands, 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—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

ASSEMBLY BILL NO. 174 WITHDRAWN FROM ENROLLMENT

Assembly Member Napolitano was granted unanimous consent that Assembly Bill No. 174 be withdrawn from enrollment and that the bill be returned to the Senate for further action.

ACTION RESCINDED ON ASSEMBLY BILL NO. 234

Assembly Member Battin was granted unanimous consent to rescind the action whereby the Assembly, on July 11, 1997 (Assembly Journal, page 3133), refused to concur in Senate amendments to Assembly Bill No. 234.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 368, on request of Assembly Member Floyd.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Martinez announced that the Committee on Utilities and Commerce would meet today, 15 minutes after adjournment of Floor session.

Assembly Member Bowen announced that the Committee on Natural Resources would meet today ½ hour after adjournment of Floor session.

CONSIDERATION OF DAILY FILE (RESUMED)
ASSEMBLY BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Assembly bill was this day on the second reading file:

Assembly Bill No. 1363, ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1418—An act relating to school facilities.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 1468—An act to amend Section 12050 of the Penal Code, relating to concealed weapons.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE 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. 788 and **674**, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 601—An act to amend Sections 19171, 19175, 19570, 19574, 19815.41, 19832, 19997, 19997.2, 19997.3, 19997.8, 19997.11, 19997.13, and 19997.14 of, to add Sections 19574.3 and 19997.16 to, and to repeal and add Section 19576 of, 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.

SENATE BILL NO. 969—An act to amend Sections 75033.5, 75075, 75076, 75520, and 75522 of the Government Code, relating to judges.

Bill read second time; amendments proposed by the Committee on Public Employees, Retirement and Social Security read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 629—An act to amend Sections 24001, 24007, and 24101 of, and to add Sections 24001.5 and 24101.5 to, the Education Code, and to amend Section 21540.5 of the Government Code, relating to public employees.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 827—An act to amend Sections 101, 128.5, 130, 200.1, 205, 675, 800, 1242.6, 1680, 2071, 2221.1, 2660, 2701, 2708, 2761, 2841, 2842, 2847, 2873.6, 2873.7, 2881, 2890, 2893, 2894, 3527, 3750, 4001, 4003, 4008, 4501, 4503, 4546, 4547, 4800, 4804.5, 4848, 4905, 4955, 5510, 5514, 5517, 5526, 5536.27, 8520, 8528, and 8616.4 of, to amend and repeal Sections 5566, 5566.1, and 5566.2 of, and to add Sections 473.15, 473.6, 4013, and 4808.5 to, the Business and Professions Code, relating to licensed professionals, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1224—An act to add Section 190.26 to the Penal Code, relating to murder.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 930—An act to amend Sections 1747.05, 1785.11, 1785.15, 1785.16, and 1785.17 of, and to add Section 1747.82 to, the Civil Code, relating to consumer credit.

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 Banking and Finance.

SENATE BILL NO. 1273—An act to add Section 11104.5 to the Government Code, relating to state agencies.

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 Televising the Assembly and Information Technology.

SENATE BILL NO. 1184—An act to amend Sections 63000, 63010, 63021, 63025.1, 63026, 63055, and 63071 of, to amend and renumber Sections 63042 and 63048 of, to amend and renumber the headings of Article 4 (commencing with Section 63042) and Article 6 (commencing with Section 63048) of Chapter 2 of Division 1 of Title 6.7 of, to add Sections 63027, 63028, 63040, 63084, 63085, 63086, and 63087 to, to repeal Section 63001 of, to repeal Article 3 (commencing with Section 63040) of Chapter 2 of Division 1 of Title 6.7 of, to repeal the heading of Article 1 (commencing with Section 63050) of Chapter 3 of Division 1 of Title 6.7 of, to repeal Part 10.2 (commencing with Section 15710) of Division 3 of Title 2 of, and to repeal and add Article 5 (commencing with Section 63043) of Chapter 2 of Division 1 of Title 6.7 of, the Government Code, relating to state infrastructure.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Local Government.

MOTION TO ADJOURN

At 2:32 p.m., Assembly Member House moved that the Assembly do now adjourn.

Assembly Member Martinez 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. 112, Concurrence: Brewer and Scott—No.

Assembly Bill No. 258: Thompson—Aye.

House Resolution No. 36, Coauthors: Murray and Richter—Aye.

Assembly Constitutional Amendment No. 14: Richter—Aye.

Consent Calendar: Kuehl—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:33 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Assembly Bill No. 112:

Figueroa, Villaraigosa, and Aguiar.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 25—Morrissey. 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 state government.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 69—Kaloogian (Principal coauthor: Thompson). Relative to the Ron Packard Parkway.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, July 14, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a) (3) and (a) (7) as it relates to Assembly Bill No. 297.

EDWARD VINCENT

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS

Committee on Local Government

July 14, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 451

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 451—An act to amend Sections 65302, 65351, and 65352 of the Government Code, relating to land use.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Public Safety

July 14, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Senate Bill No. 441

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

SENATE BILL NO. 441—An act to add and repeal Article 4 (commencing with Section 3100) of Chapter 8 of Title 1 of Part 3 of the Penal Code, relating to parolees.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 14, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 780

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 780—An act to amend Sections 146.5, 6980.23, 6980.33, 6980.48, 6980.81, 7506.9, 7529, 7571, 7582.13, 7583.20, 7583.32, 7588.2, 7593.11, 7596, 7596.7, 7598.14, 7598.17, 7599.72, 9810, 9830.5, 9832, 9832.5, 9847.5, 9849, 9851, 9853, 9855.2, 9855.3, 9855.9, 9860, 9862.5, 9863, 9873, 19008, 19010, 19080, 19123.4, and 19208 of, to amend, repeal, and add Sections 6980.79, 7511, 7570, 7588, 7599.70 of, to add Sections 7511.1 and 9814.5 to, to repeal Sections 6980.84, 7599.75, and 9854 of, to add and repeal Section 9812.5 of, and to repeal and add Sections 7558 and 7586 of, the Business and Professions Code, and to amend Sections 1791 and 1794.4 of the Civil Code, relating to consumer affairs, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

July 14, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 1115

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

ASSEMBLY BILL NO. 1115—An act to amend Section 12021 of, and to amend, add, and repeal Section 246.1 of, the Penal Code, and to add and repeal Section 12803 of the Vehicle Code, relating to crimes.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 14, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 19

Senate Bill No. 653

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 19—An act to amend Section 1286.2 of, and to add Sections 1280.1 and 1286.5 to, the Code of Civil Procedure, relating to arbitration.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 653—An act to add Article 16 (commencing with Section 11475.10) to Chapter 4.5 of Part 1 of Division 3 of Title 2 of the Government Code, relating to administrative 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 Local Government

July 14, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 466
Senate Bill No. 480

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

SENATE BILL NO. 466—An act to amend Section 99 of the Revenue and Taxation Code, relating to local agencies.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 480—An act to amend Section 6 and 10.5 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), 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.

REPORTS OF STANDING COMMITTEES

Committee on Housing and Community Development

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 219

With amendments with the recommendation: Amend, and do pass, as amended.

TORLAKSON, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 314

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bill ordered to second reading.

Committee on Governmental Organization

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Constitutional Amendment No. 13

With the recommendation: Be adopted, and be re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

BROWN, Chairwoman

Above resolution re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 359
Senate Bill No. 508

With amendments with the recommendation: Amend, and do pass, as amended.

BROWN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 1304

With the recommendation: Do pass, and be re-referred to the Committee on Budget.

BROWN, Chairwoman

Above bill re-referred to the Committee on Budget.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 94
Senate Bill No. 993
Senate Bill No. 1040
Senate Bill No. 1067

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BROWN, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 88

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

BROWN, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 1350

With the recommendation: Do pass.

BROWN, Chairwoman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, July 14, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Johnston, Lee and Maddy as a Committee on Conference concerning:

Assembly Bill No. 112.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 14, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 6
Senate Joint Resolution No. 25

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolutions were read:

SENATE JOINT RESOLUTION NO. 6—Relative to Filipino veterans' benefits.

SENATE JOINT RESOLUTION NO. 25—Relative to the Job Creation and Infrastructure Restoration Act and the Jobs 2000 Act of 1997.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 1102

With the recommendation: Do pass, and be re-referred to the Committee on Transportation with recommendation: To Consent Calendar.

CALDERA, Chairman

Above bill re-referred to the Committee on Transportation.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Constitutional Amendment No. 22

With the recommendation: Be adopted, and be re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

CALDERA, Chairman

Above resolution re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 1614

With the recommendation: Do pass, and be re-referred to the Committee on Televising the Assembly and Information Technology.

CALDERA, Chairman

Above bill re-referred to the Committee on Televising the Assembly and Information Technology.

INTRODUCTION OF GUESTS

Speaker pro Tempore Kuehl and Speaker Bustamante introduced Bill and Mary Wilson, and their children, Jonathan, Julian, and Katherine, of Pacific Palisades.

Assembly Member Figueroa, of the 20th Assembly District, introduced Celia French and Charlotte Roberts, of Modesto.

Assembly Members Napolitano and Alquist introduced the following individuals from the Ukraine sponsored by the Sacramento Council for International Visitors: Ms. Olga Deineg, Head, Housing Subsidies Department, Dniprovsky District Communal Service Company of Kyiv; Ms. Valentyna Lypnik, Head, Inhabitants Inquiries, Department of Starokyivsky District State Administration Kyiv; Ms. Galina Rotayenko, Editor-in-Chief, Ukrainian Women's magazine, *Marianna* Editor-in-Chief, Ukrainian Almanac, *Penati* Deputy Editor, *Panorama Weekly;* Ms. Irina Rumyantseva, Editor, Women's Political Page, *Vremia* (Time); Ms. Kateryna Samoilyk, Member, Ukrainian Parliament, Committee on Human Rights Head, Sub-Committee on Women's Issues; Ms. Oksana Adamivna Sapeliak, Science Fellow, The Institute of Humanities, National Academy of Sciences; Ms. Zoya Sharykova, Journalist, Senior Consultant to Supreme Rada Committee on Legislative Provision of Freedom of Speech and Mass Media; and Ms. Ludmila Zortchenko NGO Development Officer, Kharkiv City Administration.

ADJOURNMENT

At 4:55 p.m., pursuant to the motion by Assembly Member House, the Assembly adjourned until 7 a.m., Tuesday, July 15, 1997, out of respect to the memory of Helen Madere, on motion of Assembly Member Thomson; out of respect to the memory of Tokio Ishikawa, on motion of Assembly Member Honda; out of respect to the memory of Rosemary Dispenza, on motion of Assembly Member Runner; out of respect to the memory of Marvin Auerback, M.D. and Phebe Bostwick, on motion of Assembly Member Lempert; out of respect to the memory of Gerri Schroeder, on motion of Assembly Member Floyd; out of respect to the memory of Todd Vincent Osburn, on motion of Assembly Member McClintock; and out of respect to the memory of Porfirio "Pilo" Campos, on motion of Assembly Member Takasugi.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 14, 1997

The following measures were amended in the Assembly on this day:

AB	RN	
1115	9717393	
1418	9718273	
1468	9718152	

SB	RN	
19	9718086	
112	9718140	
441	9718340	
451	9718489	
466	9718354	
480	9718379	
601	9718147	
629	9718194	
653	9718125	
780	9717997	
827	9718024	Set 1
	9718123	Set 2
930	9718283	
969	9718196	
1184	9718225	
1224	9718169	
1273	9718307	

Daily Total: 19
Cumulative Total: 2714

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, July 15, 1997

ONE HUNDRED SEVENTH SESSION DAY

TWO HUNDRED TWENTY-SIXTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, July 15, 1997

The Assembly met at 7 a.m.
Hon. Gary G. Miller, Assembly Member, 60th 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	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Wright
Cardoza	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	

Quorum present.

At 1:15 p.m., Hon. Carl Washington, 52nd 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 Pringle.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

July 14, 1997

The Honorable Cruz Bustamante
Speaker, California Assembly
Room 219, State Capitol
Sacramento, California

Dear Speaker Bustamante: Please excuse me from session on Tuesday, July 15, 1997 as I will be in my district on legislative business.

Thank you for your consideration.

Sincerely,

CURT PRINGLE, Assembly Member
Sixty-eighth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 14, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Article VI, Section 8 of the California Constitution (Resolution Ch. 111, ACA 46 of 1994, W. Brown), I have named Mr. Alan W. Barcelona to serve on the Commission on Judicial Performance. The effective date of the appointment is July 14, 1997, and this is a term appointment, ending on March 1, 2001. Mr. Barcelona will be replacing Mr. David L. Malcom.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 15, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Health and Safety Code Sec. 300.5 (amended by Ch. 167 of 1996, AB 3483—Friedman), I have named Ms. Susan Rice to serve on the Domestic Violence Program Advisory Council. The effective date of the appointment is July 15, 1997, and this is a pleasure appointment.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 15, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Roderick Wright to the Assembly Insurance Committee for today, July 15, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 15, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Howard Wayne to replace Assemblymember Dick Floyd on the Assembly Insurance Committee for today, July 15, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 70—Battin. Relative to California Hispanic Heritage Month.

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, July 15, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61 (a) (9) as it relates to Senate Bill No. 1189.

HOWARD WAYNE

Assembly Chamber, July 15, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61 (a) (9) as it relates to Senate Bill No. 660.

HOWARD WAYNE

Assembly Chamber, July 15, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61 (a) (9) as it relates to Senate Bills Nos. 937 and 1086.

SUSAN DAVIS

Above requests ordered transmitted to the Committee on Rules.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 15, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1468

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, July 15, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1115
Assembly Bill No. 1418

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, July 15, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 79
Assembly Bill No. 552
Assembly Bill No. 937
Assembly Bill No. 967
Assembly Bill No. 1259
Assembly Bill No. 1279
Assembly Bill No. 1436

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., July 15, 1997.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 15, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 30

And reports the same correctly enrolled, and presented to the Secretary of State on the 15th day of July, 1997, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS

Committee on Appropriations

July 15, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 263

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 263—An act to amend Sections 714, 1055, 7149.2, and 13005 of, and to add Section 3031.2 to, the Fish and Game Code, relating to fish and game, 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 Revenue and Taxation

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 247

With the recommendation: Do pass, and be re-referred to the Committee on Judiciary.

CALDERA, Chairman

Above bill re-referred to the Committee on Judiciary.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 200

With the recommendation: Do pass, and be re-referred to the Committee on International Trade and Development.

CALDERA, Chairman

Above bill re-referred to the Committee on International Trade and Development.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 965

With the recommendation: Do pass, and be re-referred to the Committee on International Trade and Development with recommendation: To Consent Calendar.

CALDERA, Chairman

Above bill re-referred to the Committee on International Trade and Development.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 560

With the recommendation: Do pass, and be re-referred to the Committee on Health.

CALDERA, Chairman

Above bill re-referred to the Committee on Health.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 5
Senate Bill No. 110
Senate Bill No. 455
Senate Bill No. 532
Senate Bill No. 591
Senate Bill No. 602
Senate Bill No. 717
Senate Bill No. 842
Senate Bill No. 867
Senate Bill No. 1101

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

CALDERA, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 542
Senate Bill No. 1104
Senate Bill No. 1105
Senate Bill No. 1106
Senate Bill No. 1107
Senate Bill No. 1234
Senate Bill No. 1253

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

CALDERA, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 781

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

CALDERA, Chairman

Above bill ordered to second reading.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 1218

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

CALDERA, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Televising the Assembly and Information Technology

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Televising the Assembly and Information Technology reports:

Senate Bill No. 1338

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

ALQUIST, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Banking and Finance

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 784

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

PAPAN, Chairman

Above bill ordered to second reading.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 633

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

PAPAN, Chairman

Above bill ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 703

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

MARTINEZ, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: June 25, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 561

With the recommendation: Do pass, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 170

With the recommendation: Do pass, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 363
Senate Bill No. 946

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

VINCENT, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1271

With the recommendation: Do pass, and be re-referred to the Committee on Judiciary.

VINCENT, Chairman

Above bill re-referred to the Committee on Judiciary.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1351

With amendments with the recommendation: Amend, and do pass, as amended.

VINCENT, Chairman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 367
Senate Bill No. 507
Senate Bill No. 807

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

MURRAY, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 506

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

MURRAY, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 812

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MURRAY, Chairman

Above bill ordered to second reading.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Joint Resolution No. 18

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

MURRAY, Chairman

Above resolution ordered to second reading.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 280

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Governmental Organization.

MURRAY, Chairman

Above bill ordered to second reading.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 226

With the recommendation: Do pass.

MURRAY, Chairman

Above bill ordered to second reading.

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 844

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MURRAY, Chairman

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 673
Senate Bill No. 772

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BOWEN, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 987
Senate Bill No. 1175

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

BOWEN, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Committee on Education

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 300
Senate Bill No. 802

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

MAZZONI, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 85
Senate Bill No. 534
Senate Bill No. 1064
Senate Bill No. 1323

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MAZZONI, Chairwoman

Above bills ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1169

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on International Trade and Development.

DAVIS, Chairwoman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 644
Senate Bill No. 941
Senate Bill No. 1254

With the recommendation: Do pass, and be re-referred to the Committee on Judiciary.

HERTZBERG, Chairman

Above bills re-referred to the Committee on Judiciary.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 517

With the recommendation: Do pass, and be re-referred to the Committee on Judiciary with recommendation: To Consent Calendar.

HERTZBERG, Chairman

Above bill re-referred to the Committee on Judiciary.

Committee on Higher Education

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 819

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

LEMPERT, Chairman

Above bill re-referred to the Committee on Appropriations.

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. 1468, ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY CONCURRENT RESOLUTION NO. 65—Relative to Truck Driver Appreciation Week.

Resolution read; amendments proposed by the Committee on Rules read and adopted, resolution ordered reprinted and to be placed upon the Consent Calendar.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bill was this day on the second reading file:

Senate Bill No. 629, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 471—An act to amend Sections 22002, 22115, 22119.2, 22134, 22146, 22155, 22456, 22664, 22701, 22710, 22711, 22713, 22901, 22903, 22904, 22950, 22951, 22952, 22954, 22955, 23000, 23002, 23005, 23008, 24001, 24005, 24205, and 24950 of the Education Code, relating to school employees.

Bill read second time; amendments proposed by the Committee on Public Employees, Retirement and Social Security read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 567—An act to amend Section 130051 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.

SENATE BILL NO. 89—An act to add Sections 130051.20 and 130051.25 to the Public Utilities Code, relating to transportation.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 292—An act making an appropriation for the payment of claims against the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Budget read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 816—An act to add and repeal Section 17530.7 of the Business and Professions Code, relating to funeral practices.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 702—An act to repeal and add Article 4 (commencing with Section 15379.15) of Chapter 3.5 of Part 6.7 of Division 3 of Title 2 of the Government Code, relating to economic development.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1212—An act to amend Section 11517 of the Government Code, relating to administrative adjudication.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 219—An act to amend Sections 3695.5, 3772.5, and 3791.4 of the Revenue and Taxation Code, relating to taxation.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 314—An act to amend Sections 290 and 290.4 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 re-referred to the Committee on Appropriations.

SENATE BILL NO. 359—An act to amend Section 25503.15 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 508—An act to amend Section 25503.30 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1350—An act to add Section 8319 to the Government Code, relating to health care.

Bill read second time, and ordered to third reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 15, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 14

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Governmental Organization, on Thursday, July 17, 1997, upon adjournment of session;

International Trade and Development, on Wednesday, July 16, 1997, at 9 a.m., in Room 126;

Judiciary, on Thursday, August 7, 1997, at 9:30 a.m., in Los Angeles.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND THE RULES AND WAIVE JOINT RULE 62(a)

Unanimous consent was granted that Assembly Rule 56 be temporarily suspended for the purpose of permitting the Committee on Governmental Organization to notice hearing of Senate Bills Nos. 137 and 280 in the Assembly Daily File, prior to re-referral to the committee, and that Joint Rule 62(a) be waived for the purpose of setting the bills for hearing.

Unanimous consent was granted that Assembly Rule 56 be temporarily suspended for the purpose of permitting the Committee on Appropriations to notice hearing of Senate Bill No. 819 in the Assembly Daily File, prior to re-referral to the committee, and that Joint Rule 62(a) be waived to permit the bill to be set for hearing.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, July 16, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 15, 1997

The following measures were amended in the Assembly on this day:

ACR	RN
65	9717140

SB	RN
89	9718298
219	9718218
263	9718250
292	9718538
314	9718209
359	9718349
471	9718004
508	9718425
567	9718295
702	9718328
816	9718178
1212	9718303
Daily Total:	**13**
Cumulative Total:	**2727**

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, July 16, 1997

ONE HUNDRED EIGHTH SESSION DAY

TWO HUNDRED TWENTY-SEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, July 16, 1997

The Assembly met at 7 a.m.
Hon. Louis J. Papan, Assembly Member, 19th 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—77:

Ackerman	Escutia	Machado	Runner
Aguiar	Figueroa	Margett	Scott
Alquist	Firestone	Martinez	Shelley
Aroner	Floyd	Mazzoni	Strom-Martin
Ashburn	Frusetta	McClintock	Sweeney
Baca	Gallegos	Migden	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Brown	Kaloogian	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	
Davis	Lempert	Pringle	
Ducheny	Leonard	Richter	

Quorum present.

At 10:05 a.m., Hon. Jim Morrissey, 69th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Member Oller.

On personal business, and waiving per diem: Assembly Members Alby and Battin.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

July 15, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I have legislative business in my district on Wednesday, July 16th and am requesting an excused absence from check-in session. Thank you for your consideration.

Sincerely,

THOMAS "RICO" OLLER, Assembly Member
Fourth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 16, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Lou Papan to replace Assemblymember Jack Scott on the Assembly Public Employees, Retirement and Social Security Committee for today, July 16, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 16, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Mike Honda to replace Assemblymember Antonio Villaraigosa on the Assembly Appropriations Committee for today, July 16, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 16, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember George Runner to replace Assemblymember Barbara Alby on the Assembly Judiciary Committee for today, July 16, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 16, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Bill Campbell to replace Assemblymember Barbara Alby on the Assembly International Trade and Development Committee for today, July 16, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 16, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Virginia Strom-Martin to the Assembly Agriculture Committee for today, July 16, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 16, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Larry Bowler to replace Assemblymember Jim Battin on the Assembly Agriculture Committee for today, July 16, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

The following proposed initiative was received by the Chief Clerk from:

Rosemary R. Calderon, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the title, summary, and text of the following proposed initiative pursuant to Elections Code, Section 9007:

Political Contributions. Employers. Labor Unions. Foreign Entities. Initiative Statute.

Referred by the Speaker to the Committee on Elections, Reapportionment and Constitutional Amendments.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 71—Aguiar, Alby, Cunneen, Perata, and Poochigian, (Senators Brulte, Johnson, McPherson, and Peace, coauthors). Relative to local sales and use taxes on sales of jet fuel.

ASSEMBLY JOINT RESOLUTION NO. 35—Aguiar. Relative to the Department of Housing and Urban Development foreclosure procedures.

HOUSE RESOLUTION NO. 38—Cardenas. Relative to Communities In Schools.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 16, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 65

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, July 16, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 296
Assembly Bill No. 519
Assembly Bill No. 564
Assembly Bill No. 575
Assembly Bill No. 591
Assembly Bill No. 603
Assembly Bill No. 688
Assembly Bill No. 924
Assembly Bill No. 1129
Assembly Bill No. 1143
Assembly Bill No. 1522

And reports the same correctly enrolled, and presented to the Governor at 3 p.m., July 16, 1997

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS

Committee on Revenue and Taxation

July 16, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 66

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

ASSEMBLY BILL NO. 66—An act to add Sections 17053.59 and 23658 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 Environmental Safety and Toxic Materials

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 661

With the recommendation: Do pass, and be re-referred to the Committee on Judiciary.

WAYNE, Chairman

Above bill re-referred to the Committee on Judiciary.

Committee on Insurance

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 450
Senate Bill No. 952

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

FIGUEROA, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 687
Senate Bill No. 1220

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

FIGUEROA, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 884

With the recommendation: Do pass.

FIGUEROA, Chairwoman

Above bill ordered to second reading.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 1026

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

KNOX, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Human Services

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 361

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

ARONER, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 381
Senate Bill No. 916
Senate Bill No. 1226
Senate Bill No. 1332

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

ARONER, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Human Services reports:

Senate Concurrent Resolution No. 17

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

ARONER, Chairwoman

Above resolution re-referred to the Committee on Appropriations.

Committee on Water, Parks and Wildlife

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 62
Senate Bill No. 136
Senate Bill No. 328
Senate Bill No. 329
Senate Bill No. 543
Senate Bill No. 1245

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

MACHADO, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 49

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

VINCENT, Chairman

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Human Services reports:

Senate Concurrent Resolution No. 27

With the recommendation: Be adopted.

ARONER, Chairwoman

Above resolution ordered to third reading.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 938

With the recommendation: Do pass, and be re-referred to the Committee on Budget.

ARONER, Chairwoman

Above bill re-referred to the Committee on Budget.

Committee on Governmental Organization

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 74

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BROWN, Chairwoman

Above bill ordered to second reading.

Committee on Higher Education

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 535
Senate Bill No. 623
Senate Bill No. 707
Senate Bill No. 877
Senate Bill No. 894

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

LEMPERT, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 624

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

LEMPERT, Chairman

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 956

With amendments with the recommendation: Amend, and re-refer to the Committee on Revenue and Taxation.

CALDERA, Chairman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1173

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

DAVIS, Chairwoman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1258

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1034
Senate Bill No. 1090

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

WAYNE, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Housing and Community Development

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 1174
Senate Bill No. 576

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

TORLAKSON, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 819

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 57
Assembly Concurrent Resolution No. 60

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolutions be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above resolutions ordered to Consent Calendar.

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 25

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.

MIGDEN, Chairwoman

Above resolution ordered to Consent Calendar.

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 104
Senate Bill No. 124
Senate Bill No. 171
Senate Bill No. 192
Senate Bill No. 310
Senate Bill No. 477
Senate Bill No. 481
Senate Bill No. 563
Senate Bill No. 573
Senate Bill No. 574
Senate Bill No. 605
Senate Bill No. 608
Senate Bill No. 618
Senate Bill No. 671
Senate Bill No. 690
Senate Bill No. 785
Senate Bill No. 789
Senate Bill No. 815
Senate Bill No. 846
Senate Bill No. 849
Senate Bill No. 949
Senate Bill No. 1118
Senate Bill No. 1137
Senate Bill No. 1324
Senate Bill No. 1352

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.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Committee on Public Safety

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 668
Senate Bill No. 871

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.

HERTZBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 468
Senate Bill No. 669
Senate Bill No. 705
Senate Bill No. 721
Senate Bill No. 853
Senate Bill No. 980
Senate Bill No. 1339

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1221

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 57
Senate Bill No. 500
Senate Bill No. 882

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: July 8, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1176

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.

HERTZBERG, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 4
Senate Bill No. 189
Senate Bill No. 495
Senate Bill No. 509
Senate Bill No. 514
Senate Bill No. 615
Senate Bill No. 651
Senate Bill No. 699
Senate Bill No. 939
Senate Bill No. 1277
Senate Bill No. 1334
Senate Bill No. 1344

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

CONSIDERATION OF DAILY FILE
SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 89, 292, 1212, 219, 359, and **508,** ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 781—An act to amend Section 6202 of the Revenue and Taxation Code, relating to taxation.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 784—An act to amend Section 9104 of the Commercial Code, relating to commercial law.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 633—An act to repeal Part 4 (commencing with Section 330.24) of Division 1 of the Civil Code, to amend Sections 7312 and 25100 of, and to add Part 7 (commencing with Section 14300), Part 8 (commencing with Section 14350), Part 9 (commencing with Section 14400), Part 10 (commencing with Section 14450), Part 11 (commencing with Section 14500), and Part 12 (commencing with Section 14550) to Division 3 of Tile 1 of, the Corporations Code, to amend Section 25988 of the Health and Safety Code, and to amend Sections 597d, 597z, 11105, 11165.16, 12031, and 12583 of the Penal Code, relating to corporations.

Bill read second time; amendments proposed by the Committee on Banking and Finance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 561—An act to amend Section 84305.5 of the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 170—An act to repeal and add Chapter 3 (commencing with Section 17750) of Part 3 of Division 7 of the Business and Professions Code, relating to business.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1351—An act to add Sections 8318, 8320, and 8321 to the Government Code, relating to health care.

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.

SENATE BILL NO. 812—An act to amend Section 10789 of the Revenue and Taxation Code, and to amend Section 9107 of the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 280—An act to amend Section 4000.37 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Governmental Organization.

SENATE BILL NO. 226—An act to amend Section 65080 of the Government Code, and to amend Section 99317 of the Public Utilities Code, relating to transportation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 844—An act to amend Section 14041 of the Government Code, relating to transportation.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 300—An act to repeal and add Chapter 6.1 (commencing with Section 52050) of Part 28 of the Education Code, relating to education, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 802—An act relating to independent study.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 85—An act to add Article 7.5 (commencing with Section 44579) to Chapter 3 of Part 25 of the Education Code, relating to staff development.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 534—An act to add Section 51229.6 to the Education Code, and to add Article 3 (commencing with Section 124240) to Chapter 4 of Part 2 of Division 106 of the Health and Safety Code, relating to teen pregnancy.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1064—An act to amend Sections 2551.3, 39141.15, 49553, and 49559 of, to amend and renumber Section 8901 of, to add Article 7.1 (commencing with Section 54740) to Chapter 9 of Part 29 of, to repeal Sections 8900 and 8902 of, to repeal Article 17 (commencing with Section 8390) of Chapter 2 of, to repeal the heading of Chapter 6 (commencing with Section 8900) of, and to repeal Chapter 6.5 (commencing with Section 8910) of, Part 6 of, the Education Code, relating to education.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1323—An act to add Section 17039.3 to the Education Code, and to amend Section 13146.3 of the Health and Safety Code, relating to school facilities.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1169—An act to amend Section 15331 of the Government Code, relating to economic development.

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 International Trade and Development.

SENATE BILL NO. 819—An act to amend Section 94990 of the Education Code, relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Higher Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9:30 a.m., Thursday, July 17, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 16, 1997

The following measures were amended in the Assembly on this day:

AB	RN
66	9718402

SB	RN
85	9718275
170	9718150
280	9718389
300	9718278
534	9718276
561	9718621
633	9717493
781	9718486
802	9718292
812	9718299
819	9718682
844	9718382
1064	9718282
1169	9718364
1323	9718270
1351	9718476
Daily Total:	**17**
Cumulative Total:	**2744**

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 17, 1997

ONE HUNDRED NINTH SESSION DAY

TWO HUNDRED TWENTY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 17, 1997

The Assembly met at 9:38 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Scott moved a quorum call of the Assembly.

Motion carried. Time, 9:39 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 9:47 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Ackerman	Escutia	Machado	Richter
Aguiar	Figueroa	Margett	Runner
Alquist	Firestone	Martinez	Scott
Aroner	Floyd	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker
Davis	Lempert	Prenter	
Ducheny	Leonard	Pringle	

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Bishop Clarence Carr, the 89th Bishop elected to the Episcopal Order of the African Methodist Episcopal Zion Church:

O God, Our Heavenly Father, We thank You for the privilege to offer prayer. We come to You today, grateful that You have kept us through the long night of the past, ushered us into the challenge of the present and given to us the bright hope of the future. Help us never to let anybody or any condition pull us so low as to cause us to hate. Give us strength to love, in spite of how others see us or treat us. Help us to realize that man was created to shine like stars and live on through all eternity. Keep us, we pray, in perfect peace, help us to walk together, work together, talk together, and live together, so that through our leadership the men and women of this state can envision a society where hope and harmony prevail.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Vincent 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 Cardoza, 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 personal business, and waiving per diem: Assembly Members Alby and Caldera.

COMMUNICATIONS

The following letter of transmittal was presented by the Speaker, and ordered printed in the Journal:

California State Auditor

97106
July 15, 1997

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 Senate: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the California State Department of Transportation's implementation of the recommendations made in the March 10, 1995, interim audit conducted by its Audits and Investigations Division. Specifically, the interim audit evaluated standard agreement number 42K364 between the department and Boster,

Kobayashi and Associates, a firm that is its primary provider of expert witness services for accident reconstruction and investigation.

Our report concludes that while the department has implemented two of the three recommendations for Boster, Kobayashi & Associates and its other expert witness consultants, it has not incorporated a clause in all of its contracts with expert witness consultants that addresses compensation for travel time. Further, the department has not formally adopted procedures to assist its staff in selecting expert witness contractors, or negotiating the rates and terms of the contracts.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Transportation.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 17, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 66

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, July 17, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 57

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to committee:

Assembly Bill No.	*Committee*
1616	H. & C.D.

Senate Bill No.	*Committee*
119	Jud.

Senate Joint Resolution No.	*Committee*
6	Rls.
25	Rls.

AUTHOR'S AMENDMENTS

Committee on Appropriations

July 17, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 654

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 654—An act to add Part 6.2 (commencing with Section 12693) to Division 2 of the Insurance Code, relating to health, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Rules

July 17, 1997

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61 (a) (9), as it relates to the following bills be granted:

Senate Bills Nos. 937, 1086, and 1189.

DON PERATA, Chairman

July 17, 1997

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61 (a) (9), as it relates to the following bill be granted:

Senate Bill No. 660

DON PERATA, Chairman

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1082
Senate Bill No. 1313

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 138
Senate Bill No. 1284

With amendments with the recommendation: Do pass, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 40

With the recommendation: Be adopted.

MIGDEN, Chairwoman

Above resolution ordered to third reading.

Committee on Health

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 977

With the recommendation: Do pass, and be re-referred to the Committee on Judiciary.

GALLEGOS, Chairman

Above bill re-referred to the Committee on Judiciary.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1049
Senate Bill No. 1073
Senate Bill No. 1130
Senate Bill No. 1231

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

GALLEGOS, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 273
Senate Bill No. 330
Senate Bill No. 413
Senate Bill No. 596
Senate Bill No. 625
Senate Bill No. 860
Senate Bill No. 885
Senate Bill No. 915
Senate Bill No. 970
Senate Bill No. 1007
Senate Bill No. 1035
Senate Bill No. 1061
Senate Bill No. 1140
Senate Bill No. 1147
Senate Bill No. 1243
Senate Bill No. 1292
Senate Bill No. 1347

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

GALLEGOS, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 903
Senate Bill No. 1094
Senate Bill No. 1111

With the recommendation: Do pass.

GALLEGOS, Chairman

Above bills ordered to second reading.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 114
Senate Bill No. 1255
Senate Bill No. 1295

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.

GALLEGOS, Chairman

Above bills ordered to second reading.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1349

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GALLEGOS, Chairman

Above bill ordered to second reading.

ADJOURN IN MEMORY

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Father Bill Travers, of Our Lady of Mount Carmel Church, Fairfield.

Assembly Member Oller was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Theresa Romero, of Placerville.

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 Tim Mesrop Agajanian, of Arcadia.

Assembly Member Shelley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Kathleen Mary Ryan, of San Francisco.

Assembly Member Poochigian was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ann Matoian, of Fresno.

ADJOURN IN HONOR

Assembly Member Aguiar was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of Kristen Renee, born on July 15, 1997 to Jim and Diane Richardson.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Wayne announced his intention to request that Senate Bill No. 1050 be removed from the inactive file.

ADJOURN IN MEMORY

Assembly Member Murray was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mother Haggar Bennett who was recently honored by the Assembly on the occasion of her 107th birthday.

REQUEST FOR SPECIAL COMMITTEE MEETING AND JOINT RULE 62(a) WAIVER

Assembly Member Papan requested unanimous consent that the Committee on Banking and Finance be permitted to hold a special meeting today, off the Floor, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 795 for hearing.

Assembly Member Pringle withheld unanimous consent.

Motion to Convene Special Committee Meeting and Waive Joint Rule 62(a)

Assembly Member Papan moved that the Committee on Banking and Finance be permitted to convene a special hearing off the Floor today, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 795 for hearing.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Papan moved a call of the Assembly.

Motion carried. Time, 9:56 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ADJOURN IN HONOR

Assembly Member Olberg was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of Lauren Wilds Hastings, born on July 15, 1997.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Oller on the occasion of his birthday.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 219, on request of Assembly Member Villaraigosa.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Brown announced that the Committee on Governmental Organization would meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

PARLIAMENTARY INQUIRY

Assembly Member Thompson arose to the following parliamentary inquiry:

What is the schedule for Floor session through this weekend, pending adoption of the State Budget?

Reply by Speaker Bustamante

Speaker pro Tempore Kuehl deferred to Speaker Bustamante whereupon he replied that the leadership of both Houses would meet with the Governor later today. The Assembly is scheduled to meet in Floor session tomorrow morning at 8:30 a.m., and, pending the outcome of today's leadership meeting the House may be called to session on Sunday evening.

RE-REFERENCE OF BILLS

Assembly Member Napolitano was granted unanimous consent that Senate Bill No. 965 be re-referred from the Committee on International Trade and Development to the Committee on Appropriations.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Gallegos announced his intention to request that Senate Bill No. 578 be removed from the inactive file.

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 Bill No. 1351, ordered to third reading;

Senate Bills Nos. 561 and **170,** ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 884—An act to amend Section 11751.8 of the Insurance Code, relating to workers' compensation, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 49—An act to add Chapter 4.6 (commencing with Section 84600) to Title 9 of the Government Code, relating to the Political Reform Act of 1974, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 74—An act to amend Sections 6252 and 6258 of, to amend and renumber Section 6253 of, to add Sections 6252.5 and 6253 to, to add a heading as Article 1 (commencing with Section 6250) to Chapter 3.5 of, to add Article 2 (commencing with Section 6275) to Chapter 3.5 of, Division 7 of Title 1 of, to add and repeal Section 6255.5 of, to repeal Sections 6256, 6256.1, 6256.2, and 6257 of, and to repeal and add Section 6253.1 of, the Government Code, relating to records.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 624—An act to add Section 71051 to the Education Code, relating to postsecondary education.

Bill read second time; amendments proposed by the Committee on Higher Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 956—An act to amend Sections 45, 132, 685, 729, 1070.6, 1531, 1774, 1775, 1775.1, 1775.2, 1775.3, 1775.4, 1775.5, 1775.6, 1775.7, 1775.8, 1775.9, 1776, 1779, 12973.6, 12976, and 12976.5 of, and to repeal Section 685.3 of, the Insurance Code, and to amend Sections 12222, 12253, 12255, 12260, 12281, 12302, 12303, 12304, 12305, 12306, 12412, 12413, 12421, 12422, 12423, 12425, 12428, 12429, 12430, 12434, 12435, 12601, 12602, 12633, 12634, 12978, 13151, and 13170 of, and to add Sections 12009, 13171, 13172, 13173, and 13174 to, and to repeal Sections 12411, 12424, 12952, and 12982 of, the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor.

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 Revenue and Taxation.

SENATE BILL NO. 1173—An act to add Section 14669.19 to the Government Code, relating to state property.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1258—An act to amend Sections 35560, 35565, 35575, 35710, 35710.5, and 35753 of, and to add Section 35710.7 to, the Education Code, relating to education.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 819—An act to amend Sections 94892.5 and 94990 of, and to add Section 94753.5 to, the Education Code, relating to postsecondary education, 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. 104—An act to amend Section 987.65 of the Military and Veterans Code, relating to veterans.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 124—An act to amend Sections 82015, 82028, and 82030 of the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 171—An act to add Section 210.5 to the Military and Veterans Code, and to amend Section 1808.4 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 192—An act to add Section 9561.5 to the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 310—An act to amend Section 12657 of, and to add Section 12661.5 to, the Water Code, relating to water.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 477—An act to amend Sections 63010 and 63025.1 of the Government Code, and to amend Sections 367, 840, 841, 842, and 843 of the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 481—An act to amend Sections 19564 and 19617.7 of the Business and Professions Code, relating to horseracing.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 563—An act to amend Section 4856 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 573—An act to amend Sections 1 and 2 of Chapter 74 of, and to add Section 2.5 to, the Statutes of 1978, relating to tide and submerged lands in the City of Newport Beach.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 574—An act to amend Sections 980 and 987.56 of the Military and Veterans Code, relating to veterans.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 605—An act to add Section 19328 to the Education Code, relating to the law library of the California State Library.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 608—An act to amend Section 972.1 of the Military and Veterans Code, relating to veterans.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 618—An act to amend Section 1195 of the Civil Code, and to amend Sections 8205, 8206, 8207, 8214.1, and 27287 of, and to add Section 8204.1 to, the Government Code, relating to notaries public.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 671—An act to amend Sections 2154, 3010, 7244, 7570, 7608, 7612, 7620, 7671, 7694, 7770, 7840, 7884, 9031, 10229, 10411, 10512, 10706, 12302, 13201, 15310, 15501, and 15651 of, to add Section 7236 to, and to repeal Sections 347, 6181, 7000, 7552, 7553, 7554, 7558, 7560, 7601, 7602, 7606, 7607, 7621, 7625, 7626, 7627, 7784, 7785, 7801, 10414, 10415, 13003, and 15273 of, the Elections Code, and to amend Section 6254.4 of the Government Code, relating to elections.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 690—An act to amend Sections 3050 and 3066 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 785—An act to amend Sections 987.87 and 988.2 of the Military and Veterans Code, relating to veterans.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 789—An act to amend Section 409 of the Streets and Highways Code, relating to highways.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 815—An act to amend Section 66801 of the Government Code, relating to the Tahoe Regional Planning Compact.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 846—An act to amend Sections 987.60, 987.603, 987.78, and 987.86 of the Military and Veterans Code, relating to veterans.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 849—An act to amend Sections 1260, 1270, 1271, 1331, 1345, 1351, 1704.1, and 5106 of, to add Sections 1055.4, 1332, 1333, 1334, and 1335 to, to add Article 4 (commencing with Section 1275) to Chapter 2 of Part 2 of Division 2 of, and to repeal and add Sections 1346, 1347, 1704.2, and 1704.3 of, the Water Code, relating to water.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 949—An act to add Section 3205.5 to the Government Code, relating to public officials and candidates.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1118—An act to add Section 14074.8 to the Government Code, relating to transportation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1137—An act to amend Sections 10113.1 and 10113.2 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1324—An act to amend Section 1012 of the Military and Veterans Code, relating to veterans.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1352—An act to amend Section 2602 of the Streets and Highways Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 668—An act to amend Section 202 of the Welfare and Institutions Code, relating to juvenile court law.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 871—An act to amend Section 13960 of the Government Code, and to amend Sections 243.5, 836.5, 1001.15, 1001.16, 1001.90, 1465.5, and 11167 of the Penal Code, relating to crimes.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1221—An act to add Article 5.4 (commencing with Section 1788) to Chapter 1 of Division 2.5 of the Welfare and Institutions Code, relating to juveniles.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 57—An act to amend Section 148 of the Penal Code, relating to arrest.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 500—An act to add Chapter 1.3 (commencing with Section 12125) to Title 2 of Part 4 of the Penal Code, relating to firearms.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 882—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 re-referred to the Committee on Appropriations.

SENATE BILL NO. 1176—An act to amend Section 11836 of the Health and Safety Code, and to amend Section 23103.5 of the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 4—An act to amend Section 27174.2 of the Streets and Highways Code, relating to trespass.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 189—An act to amend Sections 12015.3 and 12246 of, and to add Section 12029 to, the Business and Professions Code, relating to weights and measures.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 495—An act to amend Section 2655 of the Unemployment Insurance Code, relating to unemployment disability, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 509—An act to add Section 24045.15 to the Business and Professions Code, relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 514—An act to amend Section 51226.3 of the Education Code, relating to educational curriculum.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 615—An act to add Section 22824 to, and to add Chapter 10.2 (commencing with Section 3511) to Division 4 of Title 1 of, the Government Code, relating to state employees.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 651—An act to amend Sections 5604, 5712, 17604.05, 17605, 17605.10, 17606.05, 17606.10, 17606.15, and 17608.10 of the Welfare and Institutions Code, relating to human services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 699—An act to add and repeal Article 4 (commencing with Section 7360) to Chapter 2 of Part 2 of Division 6 of the Fish and Game Code, relating to fish, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 939—An act to add Section 289.5 to the Penal Code, relating to sex offenders.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1277—An act to amend Sections 1033 1063.1, and 1067.02 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1334—An act relating to agriculture.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1344—An act to add Chapter 1.4 (commencing with Section 24185) to Division 20 of the Health and Safety Code, relating to human cloning.

Bill read second time, and ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Scott was granted unanimous consent that the following statement of clarification be printed in the Journal:

Clarification—Senate Bill No. 1026

July 16, 1997

E. Dotson Wilson, Chief Clerk
California State Assembly
Room 3196
State Capitol

Dear Mr. Wilson: I am writing to bring clarification to an issue raised in the Assembly Public Employees, Retirement and Social Security Committee in regard to Senate Bill 1026 by Senator Adam Schiff.

During the July 9, 1997 meeting of the Public Employees, Retirement and Social Security Committee hearing a member of the committee suggested that as a vested member of the State Teachers Retirement System (STRS) that I should recuse myself from voting on Senate Bill 1026 by Senator Schiff. SB 1026 would make certain adjustments to the STRS Supplemental Benefit Maintenance Account for the purpose of restoring purchasing power to retired members, disabled members, and other beneficiaries.

Although prior to the hearing on SB 1026 I had received a verbal opinion from Legislative Counsel which held that my voting on SB 1026 would clearly not constitute a conflict of interest under either the Political Reform Act or the Code of Ethics, I abstained from voting on the measure. Consequently, I have obtained a written opinion from Legislative Counsel, #18128, which reflects counsel's earlier conclusion.

Consequently, any questions regarding the propriety of my service on the Public Employees, Retirement and Social Security Committee or my ability to vote on legislation relative to STRS are clearly answered by Legislative Counsel opinion #18128.

Sincerely,

JACK SCOTT, Assembly Member
Forty-fourth District

BILLS PLACED ON INACTIVE FILE

The following resolution was placed upon the inactive file:

House Resolution No. 37, on request of Assembly Member Cardoza.

ASSEMBLY CONCURRENT RESOLUTION NO. 14 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Ducheny was granted unanimous consent that Assembly Concurrent Resolution No. 14 be removed from the Consent Calendar, and to take the resolution up at this time, without reference to file, for purpose of amendment.

ASSEMBLY CONCURRENT RESOLUTION NO. 14 (Ducheny)—Relative to the University of California Student Association.

Resolution read.

Motion to Amend

Assembly Member Ducheny moved the adoption of amendments.

Amendments read and adopted.

Members Made Coauthors of Assembly Concurrent Resolution No. 14

Assembly Member Ducheny was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 14.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aguiar, Alquist, Ashburn, Baca, Bowen, Bustamante, Cardenas, Cardoza, Cunneen, Escutia, Figueroa, Firestone, Floyd, Frusetta, Gallegos, Goldsmith, Granlund, Havice, Hertzberg, Honda, Keeley, Knox, Kuehl, Lempert, Machado, Martinez, Mazzoni, Miller, Murray, Napolitano, Ortiz, Pacheco, Papan, Perata, Prenter, Scott, Shelley, Sweeney, Takasugi, Torlakson, Villaraigosa, Vincent, Wayne, Wildman, Woods, and Wright.

Request for Unanimous Consent

Assembly Member Ducheny was granted unanimous consent to take up Assembly Concurrent Resolution No. 14, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 14, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 14—Relative to the University of California Student Association.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON PAPAN MOTION FOR SPECIAL COMMITTEE MEETING AND JOINT RULE 62(a) WAIVER

At 10:13 a.m., on motion of Assembly Member Papan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Villaraigosa moved to continue the call of the Assembly.

Motion carried. Time, 10:14 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Davis:

Resolved, That Joint Rule 61(a)(9) be suspended to permit the Committee on Consumer Protection, Governmental Efficiency and Economic Development to meet, consider, and report Senate Bills Nos. 937 and 1086 for further action.

By Assembly Member Wayne:

Resolved, That Joint Rule 61(a)(9) be suspended to permit the Committee on Environmental Safety and Toxic Materials to meet, consider, and report Senate Bill No. 1189 for further action.

By Assembly Member Wayne:

Resolved, That Joint Rule 61(a)(9) be suspended to permit the Committee on Environmental Safety and Toxic Materials to meet, consider, and report Senate Bill No. 660 for further action.

Resolutions read, and adopted by the following vote:

AYES—78

Ackerman	Escutia	Machado	Richter
Aguiar	Figueroa	Margett	Runner
Alquist	Firestone	Martinez	Scott
Aroner	Floyd	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker
Davis	Lempert	Prenter	
Ducheny	Leonard	Pringle	

NOES—None

CALL OF THE ASSEMBLY DISPENSED WITH ON PAPAN MOTION FOR SPECIAL COMMITTEE MEETING AND JOINT RULE 62(a) WAIVER

At 10:16 a.m., on motion of Assembly Member Villaraigosa, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Thompson moved to continue the call of the Assembly.

Motion carried. Time, 10:16 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Point of Information

Assembly Member Mazzoni arose to the following point of information:

Has the motion by Assembly Member Papan not been placed under Call of the Assembly twice and is that not the practice of the House?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that previous Calls of the Assembly on the Papan motion were placed by proponents and the Chair is permitting the opposition to place a Call of the Assembly.

Request to Dispense with Call of the Assembly

Assembly Member Papan requested that the Call of the Assembly be dispensed with on his motion as it relates to Senate Bill No. 795.

Parliamentary Inquiry

Assembly Member Olberg arose to the following parliamentary inquiry:

What will be the Chair's policy on permitting an additional Call of the Assembly by the opposition on the Papan motion?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the Papan motion would remain on Call of the Assembly for the final time, until completion of further business of the House.

ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that the Senate has requested that Assembly Members designate Senate authors for their measures on the third reading file in the Senate.

CAUCUS ANNOUNCEMENTS

At 10:23 a.m., by unanimous consent, the Democratic Caucus was permitted to meet in the Assembly Lounge, and the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 10:23 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 11:45 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, July 17, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 197

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

CONSIDERATION OF SENATE BILL NO. 819 BY UNANIMOUS CONSENT

Assembly Member Wright was granted unanimous consent to take up Senate Bill No. 819, without reference to file, for purpose of amendment.

SENATE BILL NO. 819 (Calderon)—An act to amend Sections 94892.5 and 94990 of, and to add Section 94753.5 to, the Education Code, relating to postsecondary education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Wright moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Senate Bill No. 819, as Amended, by Unanimous Consent

Assembly Member Wright was granted unanimous consent to take up Senate Bill No. 819, as amended, without reference to file.

SENATE BILL NO. 819 (Calderon)—An act to amend Sections 94892.5 and 94990 of, and to add Section 94753.5 to, the Education Code, relating to postsecondary education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Wright.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Ackerman	Escutia	Machado	Runner
Aguiar	Firestone	Margett	Scott
Alquist	Floyd	Martinez	Shelley
Aroner	Frusetta	Mazzoni	Strom-Martin
Ashburn	Gallegos	Migden	Sweeney
Baca	Goldsmith	Miller	Takasugi
Baldwin	Granlund	Morrissey	Thomson
Battin	Havice	Morrow	Torlakson
Baugh	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	
Davis	Lempert	Pringle	
Ducheny	Leonard	Richter	

NOES—3

Bordonaro	McClintock	Thompson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

Ackerman	Escutia	Machado	Runner
Aguiar	Firestone	Margett	Scott
Alquist	Floyd	Martinez	Shelley
Aroner	Frusetta	Mazzoni	Strom-Martin
Ashburn	Gallegos	Migden	Sweeney
Baca	Goldsmith	Miller	Takasugi
Baldwin	Granlund	Morrissey	Thomson
Battin	Havice	Morrow	Torlakson
Baugh	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Kaloogian	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	
Davis	Lempert	Pringle	
Ducheny	Leonard	Richter	

NOES—3

Bordonaro	McClintock	Thompson

Assembly Member Wright was granted unanimous consent that Senate Bill No. 819 be held at the Assembly Desk until Assembly Bill No. 71 is received from the Senate, and further, upon such receipt, that Senate Bill No. 819 be transmitted to the Senate immediately.

CALL OF THE ASSEMBLY DISPENSED WITH ON PAPAN MOTION FOR SPECIAL COMMITTEE MEETING AND JOINT RULE 62(a) WAIVER

At 11:49 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 Papan motion to convene a special meeting of the Committee on Banking and Finance off the Floor, and waive Joint Rule 62(a) for the purpose of hearing Senate Bill No. 795 carried by the following vote:

AYES—42

Alquist	Floyd	Mazzoni	Thomson
Aroner	Gallegos	Migden	Torlakson
Baca	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	
Figueroa	Martinez	Sweeney	

NOES—31

Ackerman	Campbell	Kuykendall	Olberg
Aguiar	Cunneen	Leach	Oller
Ashburn	Firestone	Leonard	Pacheco
Battin	Frusetta	Margett	Poochigian
Baugh	Goldsmith	McClintock	Pringle
Bordonaro	Granlund	Miller	Runner
Bowler	House	Morrissey	Thompson
Brewer	Kaloogian	Morrow	

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 11:50 a.m., the members of the Committee on Banking and Finance were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

July 17, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Carole Migden to the Assembly Banking and Finance Committee to replace Assemblymember Louis Caldera for today, July 17, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

CONSIDERATION OF SENATE BILL NO. 47 BY UNANIMOUS CONSENT

Assembly Member Thomson was granted unanimous consent to take up Senate Bill No. 47, out of order.

SENATE BILL NO. 47 (**Kopp**)—An act to amend Section 30916 of, and to add Section 30150.2 to, the Streets and Highways Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Thomson moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE BILL NO. 376 BY UNANIMOUS CONSENT

Assembly Member Ortiz was granted unanimous consent to take up Senate Bill No. 376, out of order.

SENATE BILL NO. 376 (**Greene**)—An act to add and repeal Article 6 (commencing with Section 35790) of Chapter 4 of Part 21 of the Education Code, and to repeal Sections 1 and 2 of Chapter 1229 of the Statutes of 1988, relating to school districts, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Ortiz 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
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 755 (**Escutia**)—An act relating to school facilities.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly refused to concur in Senate amendments by the following vote:

AYES—4

Baugh	Leonard	Martinez	Wayne

NOES—74

Ackerman	Escutia	Machado	Richter
Aguiar	Figueroa	Margett	Runner
Alquist	Firestone	Mazzoni	Scott
Aroner	Floyd	McClintock	Shelley
Ashburn	Frusetta	Migden	Strom-Martin
Baca	Gallegos	Miller	Sweeney
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Bordonaro	Havice	Murray	Thomson
Bowen	Hertzberg	Napolitano	Torlakson
Bowler	Honda	Olberg	Villaraigosa
Brewer	House	Oller	Vincent
Brown	Kaloogian	Ortiz	Washington
Campbell	Keeley	Pacheco	Wildman
Cardenas	Knox	Papan	Woods
Cardoza	Kuehl	Perata	Wright
Cunneen	Kuykendall	Poochigian	Mr. Speaker
Davis	Leach	Prenter	
Ducheny	Lempert	Pringle	

ASSEMBLY JOINT RESOLUTION NO. 16 (Baca)—Relative to group homes.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Ackerman	Ducheny	Lempert	Prenter
Aguiar	Escutia	Leonard	Pringle
Alquist	Figueroa	Machado	Runner
Aroner	Firestone	Margett	Scott
Ashburn	Floyd	Martinez	Shelley
Baca	Frusetta	Mazzoni	Strom-Martin
Baldwin	Gallegos	McClintock	Sweeney
Battin	Goldsmith	Migden	Takasugi
Baugh	Granlund	Miller	Thompson
Bordonaro	Havice	Morrissey	Thomson
Bowen	Hertzberg	Morrow	Torlakson
Bowler	Honda	Murray	Villaraigosa
Brewer	House	Napolitano	Vincent
Brown	Kaloogian	Olberg	Washington
Campbell	Keeley	Oller	Wayne
Cardenas	Knox	Ortiz	Wildman
Cardoza	Kuehl	Papan	Wright
Cunneen	Kuykendall	Perata	Mr. Speaker
Davis	Leach	Poochigian	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 240 (Takasugi)—An act to amend Section 69.5 of the Revenue and Taxation Code, relating to taxation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—77

Ackerman	Figueroa	Margett	Runner
Aguiar	Firestone	Martinez	Scott
Alquist	Floyd	Mazzoni	Shelley
Aroner	Frusetta	McClintock	Strom-Martin
Ashburn	Gallegos	Migden	Sweeney
Baca	Goldsmith	Miller	Takasugi
Baldwin	Granlund	Morrissey	Thompson
Battin	Havice	Morrow	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bordonaro	Honda	Napolitano	Villaraigosa
Bowen	House	Olberg	Vincent
Bowler	Kaloogian	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Davis	Lempert	Prenter	
Ducheny	Leonard	Pringle	
Escutia	Machado	Richter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 259 (Scott)—An act to amend Sections 46601 and 48919 of, and to add Section 48919.5 to, the Education Code, relating to pupils.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

~~The roll was opened, and the Assembly concurred in Senate amendments by the following vote:~~

~~**AYES—65**~~

~~Aguiar~~	~~Ducheny~~	~~Lempert~~	~~Shelley~~
~~Alquist~~	~~Escutia~~	~~Machado~~	~~Strom-Martin~~
~~Aroner~~	~~Figueroa~~	~~Martinez~~	~~Sweeney~~
~~Ashburn~~	~~Firestone~~	~~Mazzoni~~	~~Takasugi~~
~~Baca~~	~~Floyd~~	~~McClintock~~	~~Thomson~~
~~Battin~~	~~Frusetta~~	~~Migden~~	~~Torlakson~~
~~Baugh~~	~~Gallegos~~	~~Morrissey~~	~~Villaraigosa~~
~~Bordonaro~~	~~Goldsmith~~	~~Morrow~~	~~Vincent~~
~~Bowen~~	~~Havice~~	~~Murray~~	~~Washington~~
~~Bowler~~	~~Hertzberg~~	~~Napolitano~~	~~Wayne~~
~~Brewer~~	~~Honda~~	~~Ortiz~~	~~Wildman~~
~~Brown~~	~~House~~	~~Pacheco~~	~~Woods~~
~~Campbell~~	~~Keeley~~	~~Papan~~	~~Wright~~
~~Cardenas~~	~~Knox~~	~~Perata~~	~~Mr. Speaker~~
~~Cardoza~~	~~Kuehl~~	~~Prenter~~	
~~Cunneen~~	~~Kuykendall~~	~~Richter~~	
~~Davis~~	~~Leach~~	~~Scott~~	

~~**NOES—12**~~

~~Ackerman~~	~~Kaloogian~~	~~Miller~~	~~Pringle~~
~~Baldwin~~	~~Leonard~~	~~Olberg~~	~~Runner~~
~~Granlund~~	~~Margett~~	~~Oller~~	~~Thompson~~

~~Above bill ordered enrolled.~~

(NOTE: On August 11, 1997, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 259 and whereby the bill was ordered enrolled. See page 3567.)

ASSEMBLY BILL NO. 311 (Granlund)—An act to amend Section 53891 of the Government Code, relating to local agency finance.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Ackerman	Escutia	Machado	Richter
Aguiar	Figueroa	Margett	Runner
Alquist	Firestone	Martinez	Scott
Aroner	Floyd	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker
Davis	Lempert	Prenter	
Ducheny	Leonard	Pringle	

NOES—None

Above bill ordered enrolled.

MESSAGES FROM THE SENATE

Senate Chamber, July 17, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 71

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

BILL ORDERED TRANSMITTED TO THE SENATE

Pursuant to Assembly Member Wright's request earlier this day, Senate Bill No. 819 was ordered transmitted to the Senate immediately.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 433 (Hertzberg)—An act to amend Section 7480 of the Government Code, and to add Section 830.13 to the Penal Code, relating to financial investigations.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Escutia	Machado	Poochigian
Alquist	Figueroa	Margett	Prenter
Aroner	Firestone	Martinez	Richter
Ashburn	Floyd	Mazzoni	Scott
Baca	Frusetta	McClintock	Shelley
Battin	Gallegos	Migden	Strom-Martin
Baugh	Goldsmith	Miller	Sweeney
Bowen	Havice	Morrissey	Thomson
Bowler	Hertzberg	Morrow	Torlakson
Brewer	Honda	Murray	Villaraigosa
Brown	House	Napolitano	Vincent
Cardenas	Keeley	Olberg	Washington
Cardoza	Knox	Ortiz	Wayne
Cunneen	Kuehl	Pacheco	Wildman
Davis	Kuykendall	Papan	Wright
Ducheny	Lempert	Perata	Mr. Speaker

NOES—10

Ackerman	Granlund	Oller	Woods
Bordonaro	Kaloogian	Takasugi	
Campbell	Leach	Thompson	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 464 (Richter)—An act to amend Section 20395 of the Public Contract Code, relating to county transportation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Ackerman	Ducheny	Lempert	Prenter
Aguiar	Escutia	Leonard	Pringle
Alquist	Figueroa	Machado	Richter
Aroner	Firestone	Margett	Runner
Ashburn	Floyd	Martinez	Scott
Baca	Frusetta	Mazzoni	Shelley
Baldwin	Gallegos	McClintock	Strom-Martin
Battin	Goldsmith	Migden	Sweeney
Baugh	Granlund	Miller	Takasugi
Bordonaro	Havice	Morrissey	Thompson
Bowen	Hertzberg	Murray	Thomson
Bowler	Honda	Napolitano	Torlakson
Brewer	House	Olberg	Villaraigosa
Brown	Kaloogian	Oller	Vincent
Campbell	Keeley	Ortiz	Washington
Cardenas	Knox	Pacheco	Wayne
Cardoza	Kuehl	Papan	Wildman
Cunneen	Kuykendall	Perata	Woods
Davis	Leach	Poochigian	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 683 (Morrow)—An act to amend Sections 20142, 20395, 20455, and 21551 of the Public Contract Code, relating to public works contracts.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—77

Ackerman	Figueroa	Margett	Runner
Aguiar	Firestone	Martinez	Scott
Alquist	Floyd	Mazzoni	Shelley
Aroner	Frusetta	McClintock	Strom-Martin
Ashburn	Gallegos	Migden	Sweeney
Baca	Goldsmith	Miller	Takasugi
Baldwin	Granlund	Morrissey	Thompson
Battin	Havice	Morrow	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bordonaro	Honda	Napolitano	Villaraigosa
Bowen	House	Olberg	Vincent
Bowler	Kaloogian	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker
Davis	Lempert	Prenter	
Ducheny	Leonard	Pringle	
Escutia	Machado	Richter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 708 (Ackerman)—An act to amend Section 25174.6 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—74

Ackerman	Ducheny	Machado	Richter
Aguiar	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Miller	Takasugi
Baldwin	Gallegos	Morrissey	Thompson
Battin	Goldsmith	Morrow	Thomson
Baugh	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	
Davis	Leonard	Pringle	

NOES—3

Kuehl	Migden	Sweeney

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 708: Assembly Member Bowen, from "No" to "Aye".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 951 (Margett)—An act to amend Section 19619 of, and to add Section 19619.2 to, 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—74

Ackerman	Ducheny	Machado	Richter
Aguiar	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Frusetta	Migden	Strom-Martin
Baca	Gallegos	Miller	Sweeney
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bordonaro	Honda	Napolitano	Villaraigosa
Bowen	House	Olberg	Vincent
Bowler	Kaloogian	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	
Davis	Leonard	Pringle	

NOES—1

Havice

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1257 (House)—An act to amend Section 34501.12 of the Vehicle Code, relating to vehicles.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Ackerman	Escutia	Machado	Richter
Aguiar	Figueroa	Margett	Runner
Alquist	Firestone	Martinez	Scott
Aroner	Floyd	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker
Davis	Lempert	Prenter	
Ducheny	Leonard	Pringle	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1258 (Ackerman)—An act to amend Sections 483.020, 484.050, 484.090, 485.220, and 492.030 of, to amend and repeal Sections 483.010 and 483.015 of, and to add Section 483.012 to, the Code of Civil Procedure, relating to civil procedure.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—77

Ackerman	Figueroa	Margett	Runner
Aguiar	Firestone	Martinez	Scott
Alquist	Floyd	Mazzoni	Shelley
Aroner	Frusetta	McClintock	Strom-Martin
Ashburn	Gallegos	Migden	Sweeney
Baca	Goldsmith	Miller	Takasugi
Baldwin	Granlund	Morrissey	Thompson
Battin	Havice	Morrow	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bordonaro	Honda	Napolitano	Villaraigosa
Bowen	House	Olberg	Vincent
Bowler	Kaloogian	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Davis	Lempert	Prenter	
Ducheny	Leonard	Pringle	
Escutia	Machado	Richter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1319 (Alquist)—An act to add and repeal Section 80.1 of the Revenue and Taxation Code, relating to taxation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—59

Ackerman	Davis	Kuykendall	Strom-Martin
Aguiar	Ducheny	Lempert	Sweeney
Alquist	Escutia	Machado	Takasugi
Aroner	Figueroa	Margett	Thompson
Ashburn	Firestone	Martinez	Thomson
Baca	Floyd	Mazzoni	Torlakson
Bordonaro	Gallegos	Morrissey	Villaraigosa
Bowen	Granlund	Murray	Vincent
Bowler	Havice	Napolitano	Washington
Brewer	Hertzberg	Ortiz	Wayne
Brown	Honda	Papan	Wildman
Campbell	House	Perata	Woods
Cardenas	Keeley	Prenter	Wright
Cardoza	Knox	Scott	Mr. Speaker
Cunneen	Kuehl	Shelley	

NOES—8

Battin	Kaloogian	McClintock	Oller
Baugh	Leach	Miller	Pacheco

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 1319: Assembly Member Battin, from "Aye" to "No"; Assembly Members Bowler, Granlund, and Thompson, from "No" to "Aye"; Assembly Member Poochigian, from "Aye" to "Not Voting".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1354 (Davis)—An act to add Section 1367.695 to the Health and Safety Code, and to add Section 10123.84 to the Insurance Code, relating to health coverage.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—70

Aguiar	Figueroa	Machado	Scott
Alquist	Firestone	Margett	Shelley
Aroner	Floyd	Martinez	Strom-Martin
Ashburn	Frusetta	Mazzoni	Sweeney
Baca	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brown	House	Olberg	Washington
Campbell	Keeley	Ortiz	Wayne
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Woods
Cunneen	Kuykendall	Perata	Wright
Davis	Leach	Poochigian	Mr. Speaker
Ducheny	Lempert	Prenter	
Escutia	Leonard	Richter	

NOES—5

Ackerman	Kaloogian	Oller
Brewer	McClintock	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 685 (Wayne)—An act to amend Section 289.6 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—76

Ackerman	Escutia	Leonard	Pringle
Aguiar	Figueroa	Machado	Richter
Alquist	Firestone	Margett	Runner
Aroner	Floyd	Martinez	Scott
Ashburn	Frusetta	Mazzoni	Shelley
Baca	Gallegos	McClintock	Strom-Martin
Battin	Goldsmith	Miller	Sweeney
Baugh	Granlund	Morrissey	Takasugi
Bordonaro	Havice	Morrow	Thompson
Bowen	Hertzberg	Murray	Thomson
Bowler	Honda	Napolitano	Torlakson
Brewer	House	Olberg	Villaraigosa
Brown	Kaloogian	Oller	Vincent
Campbell	Keeley	Ortiz	Washington
Cardenas	Knox	Pacheco	Wayne
Cardoza	Kuehl	Papan	Wildman
Cunneen	Kuykendall	Perata	Woods
Davis	Leach	Poochigian	Wright
Ducheny	Lempert	Prenter	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 234 (Battin)—An act relating to school facilities.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly refused to concur in Senate amendments by the following vote:

AYES—4

Battin	Floyd	Leonard	Martinez

NOES—70

Ackerman	Escutia	Mazzoni	Scott
Aguiar	Figueroa	McClintock	Shelley
Alquist	Firestone	Migden	Strom-Martin
Aroner	Frusetta	Miller	Sweeney
Ashburn	Gallegos	Morrissey	Takasugi
Baca	Granlund	Morrow	Thompson
Baldwin	Hertzberg	Murray	Thomson
Baugh	Honda	Napolitano	Torlakson
Bordonaro	House	Olberg	Villaraigosa
Bowen	Kaloogian	Oller	Vincent
Bowler	Keeley	Ortiz	Washington
Brewer	Knox	Pacheco	Wayne
Brown	Kuehl	Papan	Wildman
Campbell	Kuykendall	Perata	Woods
Cardenas	Leach	Poochigian	Wright
Cunneen	Lempert	Prenter	Mr. Speaker
Davis	Machado	Pringle	
Ducheny	Margett	Runner	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 234: Assembly Member Havice, from "No" to "Not Voting".

CONSIDERATION OF SENATE BILL NO. 347 BY UNANIMOUS CONSENT

Assembly Member Goldsmith was granted unanimous consent to take up Senate Bill No. 347, out of order.

SENATE BILL NO. 347 (Thompson)—An act to amend Sections 651 and 668 of, and to add Section 655.7 to, the Harbors and Navigation Code, and to amend Section 11837.3 of the Health and Safety Code, relating to vessels.

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. 250 BY UNANIMOUS CONSENT

Assembly Member Villaraigosa was granted unanimous consent to take up Senate Bill No. 250, out of order.

SENATE BILL NO. 250 (Greene)—An act relating to school facilities construction.

Bill read third time, and presented by Assembly Member Villaraigosa.

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, 12:15 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SENATE BILL NO. 391 BY UNANIMOUS CONSENT

Assembly Member Gallegos was granted unanimous consent to take up Senate Bill No. 391, out of order.

SENATE BILL NO. 391 (Rosenthal)—An act to amend Section 1367.10 of the Health and Safety Code, relating to health care coverage.

Bill read third time.

Motion to Amend

Assembly Member Gallegos 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 SENATE BILL NO. 250

At 12:17 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.

Senate Bill No. 250 passed by the following vote:

AYES—44

Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Morrissey	Villaraigosa
Brown	Hertzberg	Murray	Vincent
Campbell	Honda	Napolitano	Washington
Cardenas	Keeley	Ortiz	Wayne
Cardoza	Knox	Papan	Wildman
Davis	Kuehl	Perata	Woods
Ducheny	Lempert	Scott	Wright
Escutia	Machado	Shelley	Mr. Speaker

NOES—19

Ackerman	Brewer	McClintock	Prenter
Baldwin	House	Morrow	Pringle
Baugh	Kaloogian	Olberg	Runner
Bordonaro	Leonard	Oller	Thompson
Bowler	Margett	Poochigian	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 250 Assembly Member Cunneen, from "Aye" to "Not Voting"; Assembly Members Leach and Pacheco, from "No" to "Not Voting".

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 1262 BY UNANIMOUS CONSENT

Assembly Member Figueroa was granted unanimous consent to take up Senate Bill No. 1262, out of order.

SENATE BILL NO. 1262 (Johnston)—An act to amend Sections 799.01, 799.02, and 799.07 of the Insurance Code, relating to insurance.

Bill read third time.

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.

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Upon request of Assembly Member Lempert, pursuant to Assembly Rule 77.2, the Speaker re-referred Assembly Bill No. 71 to the Committee on Higher Education.

JOINT RULE 62(a) WAIVED

Assembly Member Lempert was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 71 for hearing in the Committee on Higher Education today, upon adjournment of Floor session, in Room 437.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Resolution

ASSEMBLY CONCURRENT RESOLUTION NO. 65 (Goldsmith)—Relative to Truck Driver Appreciation Week.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

Consent Calendar—Senate Bills

SENATE BILL NO. 373 (Kelley)—An act to add Section 106876 to the Health and Safety Code, and to amend Section 13627 of the Water Code, relating to water treatment.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 204 (Lewis)—An act to amend Sections 1241.1 and 1725.5 of the Insurance Code, relating to insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE JOINT RESOLUTION NO. 18 (Karnette)—Relative to freight transportation.

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

Ackerman	Escutia	Machado	Richter
Aguiar	Figueroa	Margett	Runner
Alquist	Firestone	Martinez	Scott
Aroner	Floyd	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker
Davis	Lempert	Prenter	
Ducheny	Leonard	Pringle	

NOES—None

UNANIMOUS CONSENT GRANTED FOR VOTE ADDS

Speaker pro Tempore Kuehl was granted unanimous consent that the Members of the Committee on Banking and Finance be permitted to add their votes to the roll call votes taken during their absence for a committee hearing, as if present and voting.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Concurrent Resolution No. 14, Coauthors: Goldsmith and Martinez—Aye.

Resolution to Suspend Rules: Baugh, Goldsmith, and Martinez—Aye.

Senate Bill No. 819 and Urgency: Baugh and Goldsmith—Aye.

Papan Motion to Convene Special Committee Meeting and Waive Joint Rule 62(a): Goldsmith—No.

Assembly Bill No. 755, Concurrence: Baugh—Aye; Cunneen—No.

Assembly Joint Resolution No. 16, Concurrence: Baugh—Aye.

Assembly Bill No. 240, Concurrence: Ashburn and Baugh—Aye.

Assembly Bill No. 311, Concurrence: Baugh—Aye.

Assembly Bill No. 433, Concurrence: Baugh—Aye.

Assembly Bill No. 464, Concurrence: Baugh—Aye.

Assembly Bill No. 683, Concurrence: Baugh—Aye.

Assembly Bill No. 708, Concurrence: Baugh and Scott—Aye; Sweeney—No.

Assembly Bill No. 951, Concurrence: Havice—No.

Assembly Bill No. 1319, Concurrence: Cardoza, Ducheny, and Woods—Aye.

MOTION TO ADJOURN

At 12:26 p.m., Assembly Member Martinez moved that the Assembly do now adjourn.

Assembly Member Washington seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:27 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, July 17, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(9) as it relates to Senate Bills Nos. 368, 525, 545, and 1102.

KEVIN MURRAY

Assembly Chamber, July 17, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(9) as it relates to Senate Bill No. 1273.

ELAINE ALQUIST

Assembly Chamber, July 17, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(9) as it relates to Senate Bills No. 451 and 712.

MICHAEL SWEENEY

Assembly Chamber, July 17, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(9) as it relates to Senate Bill No. 1179.

DEBRA BOWEN

Above requests ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Rules

July 17, 1997

Mr. Speaker: The Chair of your Committee on Rules reports:

Senate Joint Resolution No. 6

With author's amendments with the recommendation: Amend, and re-refer to the committee.

PERATA, Chairman

SENATE JOINT RESOLUTION NO. 6—Relative to Filipino veterans' benefits.

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 Televising the Assembly and Information Technology**~~

~~July 17, 1997~~

~~Mr. Speaker: The Chair of your Committee on Televising the Assembly and Information Technology reports:~~

~~Senate Bill No. 492~~

~~With author's amendments with the recommendation: Amend, and re-refer to the committee.~~

~~ALQUIST, Chairwoman~~

~~SENATE BILL NO. 492—An act to add Section 27 to the Business and Professions Code, and to add Section 11018.5 to the Government Code, relating to state government.~~

~~Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.~~

(NOTE: On July 21, 1997, the action was rescinded whereby the above Report of the Committee on Televising the Assembly and Information Technology relative to Senate Bill No. 492 was received and read in the Assembly, and whereby the bill was read a second time, author's amendments to the bill read and adopted, and the bill ordered reprinted and re-referred to committee. See page 3301.)

REPORTS OF STANDING COMMITTEES

Committee on Governmental Organization

Date of Hearing: July 17, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 280

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BROWN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 609

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BROWN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 17, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 137

With the recommendation: Do pass.

BROWN, Chairwoman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 628
Senate Bill No. 1145

With the recommendation: Do pass.

ESCUTIA, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 150	Senate Bill No. 814
Senate Bill No. 214	Senate Bill No. 999
Senate Bill No. 589	Senate Bill No. 1080
Senate Bill No. 644	Senate Bill No. 1251

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

ESCUTIA, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Concurrent Resolution No. 3

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

ESCUTIA, Chairwoman

Above resolution re-referred to the Committee on Appropriations.

Committee on Water, Parks and Wildlife

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 364
Senate Bill No. 1312

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MACHADO, Chairman

Above bills ordered to second reading.

Committee on Transportation

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 1320

With amendments with the recommendation: Amend, and do pass, as amended.

MURRAY, Chairman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 36

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

VINCENT, Chairman

Above bill ordered to second reading.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 1077

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

VINCENT, Chairman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 480
Senate Bill No. 1100

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

SWEENEY, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 133
Senate Bill No. 1287

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.

SWEENEY, Chairman

Above bills ordered to second reading.

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 248
Senate Bill No. 959

With the recommendation: Do pass.

SWEENEY, Chairman

Above bills ordered to second reading.

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 466

With amendments with the recommendation: Amend, and do pass, as amended.

SWEENEY, Chairman

Above bill ordered to second reading.

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1184

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

SWEENEY, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 255

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SWEENEY, Chairman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1155

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 135
Senate Bill No. 187

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MAZZONI, Chairwoman

Above bills ordered to second reading.

Committee on Human Services

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 121

With amendments with the recommendation: Amend, and do pass, as amended.

ARONER, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 493
Senate Bill No. 904
Senate Bill No. 1039

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ARONER, Chairwoman

Above bills ordered to second reading.

Committee on Insurance

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 1315

With amendments with the recommendation: Amend, and do pass, as amended.

FIGUEROA, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 70
Senate Bill No. 296
Senate Bill No. 474
Senate Bill No. 1217

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

FIGUEROA, Chairwoman

Above bills ordered to second reading.

Committee on Higher Education

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 227
Senate Bill No. 820

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

LEMPERT, Chairman

Above bills ordered to second reading.

Date of Hearing: July 17, 1997

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Bill No. 71

With the recommendation: That Senate amendments be concurred in.

LEMPERT, Chairman

Above bill ordered to unfinished business.

Committee on Public Safety

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1311

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 53

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Select Committee on Ports, on Wednesday, July 23, 1997, at 3 p.m.;

Select Committee on School Safety, on Thursday, July 24, 1997, upon adjournment of session.

MESSAGES FROM THE SENATE

Senate Chamber, July 17, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 47
Assembly Bill No. 90
Assembly Bill No. 133
Assembly Bill No. 364
Assembly Bill No. 958
Assembly Bill No. 1167

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, July 17, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 78
Assembly Bill No. 103
Assembly Bill No. 143
Assembly Bill No. 237
Assembly Bill No. 303
Assembly Bill No. 331
Assembly Bill No. 334
Assembly Bill No. 339
Assembly Bill No. 568
Assembly Bill No. 655
Assembly Bill No. 1025

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 17, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Joint Resolution No. 21

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered to unfinished business file.

Senate Chamber, July 17, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 162
Senate Bill No. 819

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 17, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 30
Senate Bill No. 1121

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 17, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 51

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 30—An act to amend Section 5151 of the Revenue and Taxation Code, relating to taxation.

SENATE BILL NO. 1121—An act to amend Sections 8502 and 8801.5 of the Family Code, relating to family law.

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 51—Relative to the Nisei Baseball Leagues.

ADJOURNMENT

At 4:05 p.m., pursuant to the motion by Assembly Member Martinez, the Assembly adjourned until 8:30 a.m., Friday, July 18, 1997, out of respect to the memory of Father Bill Travers, on motion of Assembly Member Thomson; out of respect to the memory of Theresa Romero, on motion of Assembly Member Oller; out of respect to the memory of Tim Mesrop Agajanian, on motion of Assembly Member Margett; out of respect to the memory of Mother Haggar Bennett, on motion of Assembly Member Murray; out of respect to the memory of Kathleen Mary Ryan, on motion of Assembly Member Shelley; out of respect to the memory of Ann Matoian, on motion of Assembly Member Poochigian; in honor of the birth of Lauren Wilds Hastings, on motion of Assembly Member Olberg; and in honor of the birth of Kristen Renee Richardson, on motion of Assembly Member Aguiar.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 17, 1997

The following measures were amended in the Assembly on this day:

ACR	RN
14	9718828

SB	RN
47	9718642
49	9718727
57	9718156
74	9718670
347	9718460
376	9718539
391	9717830
492	9718881
500	9718200
624	9718332
654	9717937
819	9718854
882	9718461
956	9718687
1173	9718660
1176	9718648
1221	9718380
1258	9718279
1262	9717649

SJR	RN
6	* Set 1
6	9718871 Set 2

Daily Total:	**21**
Cumulative Total:	**2765**

(NOTE: * Refers to amendments received in non-Legislative Counsel form.)

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, July 18, 1997

ONE HUNDRED TENTH SESSION DAY

TWO HUNDRED TWENTY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, July 18, 1997

The Assembly met at 8:34 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Baca moved a quorum call of the Assembly.

Motion carried. Time, 8:35 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 8:49 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—74:

Ackerman	Figueroa	Machado	Runner
Aguiar	Firestone	Margett	Scott
Alquist	Floyd	Martinez	Shelley
Aroner	Frusetta	Mazzoni	Strom-Martin
Ashburn	Gallegos	McClintock	Sweeney
Baca	Goldsmith	Migden	Takasugi
Baldwin	Granlund	Morrissey	Thompson
Battin	Havice	Murray	Thomson
Baugh	Hertzberg	Napolitano	Torlakson
Bordonaro	Honda	Olberg	Villaraigosa
Bowen	House	Oller	Vincent
Bowler	Kaloogian	Ortiz	Washington
Brewer	Keeley	Pacheco	Wayne
Brown	Knox	Papan	Wildman
Cardenas	Kuehl	Perata	Woods
Cunneen	Kuykendall	Poochigian	Wright
Davis	Leach	Prenter	Mr. Speaker
Ducheny	Lempert	Pringle	
Escutia	Leonard	Richter	

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Assembly Member Michael Sweeney, of the 18th Assembly District:

Father, Send Your Holy Spirit to replace the tension within us with a holy relaxation; the turbulence within us with a sacred calm; the anxiety within us with a quiet confidence; the fear within us with a strong faith; the bitterness within us with the sweetness of Your grace; the darkness within us with a gentle light; and the coldness within us with a loving warmth.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, 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 Alquist, seconded by Assembly Member Battin.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly members were granted leaves of absence for the day:

On legislative business: Assembly Members Cardoza, Miller, and Morrow.

On personal business, and waiving per diem: Assembly Members Alby, Caldera, and Campbell.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 17, 1997

The Honorable Speaker Cruz Bustamante
California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I am requesting to be excused from session on Friday, July 18, 1997, (assuming we are in session) to attend the UC Regent Meeting in San Francisco.

Thank you for your consideration to this request.

Sincerely,

DENNIS CARDOZA, Assembly Member
Twenty-sixth District

July 17, 1997

The Honorable Cruz Bustamante
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: Please excuse me from session on Friday, July 18, 1997. I will be in my district on legislative business.

Thank you for your attention to this matter. Please do not hesitate to contact my office if you have any questions.

Sincerely,

GARY G. MILLER, Assembly Member
Sixtieth District

July 17, 1997

The Honorable Cruz Bustamante
Speaker of the House
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker,

Please excuse my absence on Friday, July 18, 1997, I have legislative business in my district that I must attend to.

Thank you for your consideration in this matter.

Sincerely,

BILL MORROW, Assembly Member
Seventy-third District

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

July 18, 1997

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am waiving per diem upon adjournment today through August 17, 1997.

The period reflects summer recess of the legislature. I do not believe that I should receive additional per diem because of delays in passing the budget.

Sincerely,

TOM TORLAKSON, Assembly Member
Eleventh District

July 18, 1997

E. Dotson Wilson
Chief Clerk
California State Assembly
Sacramento, California

Dear Mr. Wilson: I am writing to convey my decision not to accept any per diem payments after July 18 through August 17.

As you may know, the Assembly was scheduled to adjourn during this period for the Summer Recess but will remain in session until the State Budget is resolved. I cannot, in good conscience, accept per diem during the period the Assembly was scheduled to be in recess. I have also forwarded a similar request to the State Controller's Office.

Accordingly, I request your assistance in arranging for my per diem to be waived during this period.

Sincerely,

JIM CUNNEEN, Assembly Member
Twenty-fourth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 17, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 273
Assembly Bill No. 330
Assembly Bill No. 389
Assembly Bill No. 1278

And reports the same correctly enrolled, and presented to the Governor at 3:15 p.m., July 17, 1997.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS

Committee on Televising the Assembly and Information Technology

July 18, 1997

Mr. Speaker: The Chair of your Committee on Televising the Assembly and Information Technology reports:

Assembly Bill No. 1614

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ALQUIST, Chairwoman

ASSEMBLY BILL NO. 1614—An act to add Part 32 (commencing with Section 65001) to Division 2 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 73
Senate Bill No. 548
Senate Bill No. 682

With amendments with the recommendation: Amend, and do pass, as amended.

ESCUTIA, Chairwoman

Above bills ordered to second reading.

Committee on International Trade and Development

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on International Trade and Development reports:

Senate Concurrent Resolution No. 42

With amendments with the recommendation: Amend, and be adopted, as amended.

NAPOLITANO, Chairwoman

Above resolution ordered to second reading.

Committee on Natural Resources

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1196

With amendments with the recommendation: Amend, and do pass, as amended.

BOWEN, Chairwoman

Above bill ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 320

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

TORLAKSON, Chairman

Above bill ordered to second reading.

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office, Sacramento
July 18, 1997

To the Members of the Assembly:

Assembly Bill 71, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore, recommend consideration of Assembly Bill 71 as an emergency measure.

Sincerely,

PETE WILSON

ADJOURN IN MEMORY

Assembly Member Woods was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Erik Ingebretsen, of Colusa; and Everett Beck, of Fall River Mills.

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 Dominique Brown, of Hayward; and John O'Lague of San Lorenzo.

Assembly Member Torlakson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Helen Davi Magas, of Pittsburg; Carl Newton Bennett, of Rodeo; and Lenko Gazija, of Antioch.

Assembly Member McClintock was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Victoria Nayfack, of North Hills.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1082—An act to add Section 1812.5 to the Water Code, relating to water, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1313—An act to add Section 50517.9 to the Health and Safety Code, relating to farmworker housing, 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. 138—An act to amend Sections 54953, 54954, 54954.1, 54954.2, and 54956 of the Government Code, relating to open meetings.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1284—An act to amend Sections 3050 and 3066 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, and to be placed upon the Consent Calendar.

SENATE BILL NO. 903—An act to add Article 6.5 (commencing with Section 124118) to Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, relating to child health.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1094—An act to amend Section 2401 of the Business and Professions Code, and to amend Section 1206 of the Health and Safety Code, relating to medicine.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1111—An act to amend Section 1799.111 of the Health and Safety Code, relating to health care.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 114—An act to amend Sections 4054 and 4059 of the Business and Professions Code, relating to pharmacy.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1255—An act to amend Section 657 of the Business and Professions Code, to add Section 1371.22 to the Health and Safety Code, and to add Section 10126.5 to the Insurance Code, relating to health care.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1295—An act to amend Section 123115 of the Health and Safety Code, relating to health.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1349—An act to amend Sections 4001, 4002, 4003, 4004, 4005, 4007, 4008, 4017, 4018, 4021, 4022, 4023, 4024, 4025, 4028, 4029, 4030, 4031, 4033, 4034, 4037, 4040, 4043, 4051, 4052, 4053, 4055, 4056, 4057, 4058, 4060, 4061, 4062, 4063, 4064, 4070, 4071, 4072, 4073, 4074, 4076, 4077, 4080, 4081, 4082, 4100, 4101, 4102, 4103, 4110, 4111, 4112, 4113, 4114, 4115, 4116, 4117, 4118, 4119, 4120, 4122, 4130, 4131, 4132, 4133, 4137, 4138, 4143, 4144, 4150, 4160, 4161, 4162, 4163, 4164, 4170, 4174, 4175, 4180, 4182, 4191, 4197, 4200, 4200.5, 4201, 4202, 4205, 4231, 4232, 4300, 4301, 4303, 4305, 4307, 4309, 4311, 4312, 4320, 4321, 4322, 4326, 4331, 4333, 4339, 4341, 4360, 4361, 4369, 4370, 4372, 4400, 4401, and 4402 of, to add Sections 4025.1, 4032.5, 4059.5, 4078, 4104, 4105, 4119.5, 4136.5, 4165, 4166, 4167, 4305.5, 4306.5, 4313, 4345, and 19175 to, to repeal Sections 4009, 4020, 4186, 4230, and 4233 of, and to repeal and add Sections 4016 and 4136 of, the Business and Professions Code, and to amend Sections 11122 and 11150 of the Health and Safety Code, relating to pharmacy, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 280—An act to add Section 5408.7 to the Business and Professions Code, and to amend Section 4000.37 of the Vehicle Code, relating to highways, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 609—An act to amend Section 23803 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 137—An act to amend Sections 19400 and 19401 of the Business and Professions Code, relating to horseracing.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 628—An act to amend Section 1800.3 of the Probate Code, and to amend Sections 15657 and 15657.3 of, and to add Section 15610.06 to, the Welfare and Institutions Code, relating to elderly and dependent adults.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1145—An act to amend Sections 6140 and 6140.4 of the Business and Professions Code, relating to the State Bar of California.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 364—An act to add and repeal Article 9.7 (commencing with Section 8420) of Chapter 2 of Part 3 of Division 6 of, and to repeal Section 8425 of, the Fish and Game Code, relating to commercial fishing, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1312—An act to add Section 116751 to the Health and Safety Code, relating to water, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1320—An act to amend Section 43845 of the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 36—An act relating to elections.

Bill read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1077—An act to amend Section 18108 of, to add Sections 2159.5 and 18108.5 to, and to repeal and add Section 2159 of, the Elections Code, relating to elections.

Bill read second time; amendments proposed by the Committee on Elections, Reapportionment and Constitutional Amendments read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 133—An act to amend Section 8.2 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to water.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1287—An act to amend Sections 53356.03 and 53684 of the Government Code, relating to community facilities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 248—An act to amend Section 17929 of the Business and Professions Code, relating to business.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 959—An act to amend Section 20128.5 of the Public Contract Code, relating to public construction contracts.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 466—An act to amend Section 99 of the Revenue and Taxation Code, relating to local agencies.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 255—An act to amend Sections 15301 and 15301.3 of, to repeal Section 15301.7 of, and to repeal and add Section 15301.5 of, the Government Code, relating to armories.

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. 1155—An act to add Section 42285.3 to the Education Code, relating to education.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 135—An act to amend and repeal Sections 48431.6, 48431.7, 51884, 62000.1, and 62000.5 of, to amend, repeal, and add Sections 63000 and 64000 of, to add Part 28.5 (commencing with Section 53008) to, to add and repeal Sections 42926, 44498, 44689.6, 48642, 52091, 52115, 52187, 54669.1, 54686.3, 54698, 58410, and 58609 of, to add and repeal Article 4 (commencing with Section 44689.1) of Chapter 3.1 of Part 25 of, and Article 4 (commencing with Section 54146) of Chapter 2 of, and Article 3 (commencing with Section 54349) of Chapter 3 of, Part 29 of, Article 6 (commencing with Section 58070) of Chapter 1 of, and Article 7 (commencing with Section 58930) of Chapter 9 of, Part 31 of, to repeal Article 4 (commencing with Section 44490) of Chapter 3 of Part 25 of, Article 2 (commencing with Section 48630) of Chapter 4 of Part 27 of, Article 4 (commencing with Section 52180) of Chapter 7 of Part 28 of, Article 3 (commencing with Section 54660) 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 11.3 (commencing with Section 42920) of Part 24 of, Chapter 3.1 (commencing with Section 44670.1) of, and Chapter 3.15 (commencing with Section 44689.5) of, Part 25 of, Chapter 6.8 (commencing with Section 52080) of, and Chapter 6.9 (commencing with Section 52100) of, Part 28 of, Chapter 2 (commencing with Section 54100) of, and Chapter 3 (commencing with Section 54300) of, Part 29 of, and to repeal Chapter 1 (commencing with Section 58000) of, Chapter 2 (commencing with Section 58400) of, Chapter 4 (commencing with Section 58600) of, and Chapter 9 (commencing with Section 58900) of, Part 31 of, the Education Code, relating to education.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 187—An act to amend, renumber, and repeal Section 35294.1 of, to add Section 35294.2 to, and to add and repeal Sections 35294.1, 35294.6, 35294.7, 35294.8, and 35294.9 to, the Education Code, relating to school safety.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 121—An act to amend Section 6924 of the Family Code, relating to minors.

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.

SENATE BILL NO. 493—An act to add Chapter 3 (commencing with Section 10065) to Part 1 of Division 9 of the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 904—An act to add Section 18925 to the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1039—An act to Sections 4500.5, 4501, 4508, 4512, 4593, 4595, 4598, 4647, 4648, 4660, 4661, 4664, and 4666 of, and to add Sections 4414, 4418.3, 4542, 4602, 4640.8, and 12300.5 to, the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1315—An act to amend Sections 678.1 and 11664 of the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 70—An act to add Section 1367.63 to the Health and Safety Code, and to add Section 10123.86 to the Insurance Code, relating to health coverage.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 296—An act to add Section 1367.64 to the Health and Safety Code, and to add Section 10123.83 to the Insurance Code, relating to health care coverage.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 474—An act to amend Section 5307.1 of, and to add Section 5307.2 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.

SENATE BILL NO. 1217—An act to amend Sections 11735, 11736, and 11751.8 of the Insurance Code, relating to workers' compensation.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 227—An act to amend Section 22509 of, and to add Sections 22508.5 and 70905 to, the Education Code, and to add Section 20309 to the Government Code, relating to community colleges.

Bill read second time; amendments proposed by the Committee on Higher Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 820—An act to add Article 3 (commencing with Section 79140) to Chapter 9 of Part 48 of the Education Code, relating to education.

Bill read second time; amendments proposed by the Committee on Higher Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1311—An act to add Section 707.02 to the Welfare and Institutions Code, relating to juveniles.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 53—An act to amend Section 8842 of, to add Article 10.5 (commencing with Section 8845) to Chapter 3 of Part 3 of Division 6 of, and to add and repeal Sections 7852.6 and 7882 of, the Fish and Game Code, relating to commercial fishing, and making an appropriation therefor.

Bill read 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 REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bill No. 671, on request of Assembly Member Vincent.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 223 (Papan)—An act to add Section 406.5 to, and to repeal Article 1.5 (commencing with Section 400) of Chapter 4 of Part 1 of Division 1 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—69

Ackerman	Escutia	Margett	Shelley
Aguiar	Figueroa	Mazzoni	Strom-Martin
Alquist	Firestone	McClintock	Sweeney
Aroner	Floyd	Migden	Takasugi
Ashburn	Frusetta	Morrissey	Thompson
Baca	Goldsmith	Murray	Thomson
Baldwin	Granlund	Napolitano	Torlakson
Battin	Havice	Olberg	Villaraigosa
Baugh	Honda	Oller	Vincent
Bordonaro	House	Ortiz	Washington
Bowen	Kaloogian	Pacheco	Wayne
Bowler	Keeley	Papan	Wildman
Brewer	Kuehl	Perata	Woods
Brown	Kuykendall	Poochigian	Wright
Cardenas	Leach	Prenter	Mr. Speaker
Cunneen	Lempert	Pringle	
Davis	Leonard	Richter	
Ducheny	Machado	Scott	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 725 (Papan)—An act to amend Sections 22154 and 22155 of the Financial Code, relating to finance lenders.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—70

Ackerman	Escutia	Margett	Runner
Aguiar	Figueroa	Martinez	Scott
Alquist	Firestone	Mazzoni	Shelley
Aroner	Floyd	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Morrissey	Takasugi
Baldwin	Goldsmith	Murray	Thomson
Battin	Granlund	Napolitano	Torlakson
Baugh	Havice	Olberg	Villaraigosa
Bordonaro	Honda	Oller	Vincent
Bowen	House	Ortiz	Washington
Bowler	Kaloogian	Pacheco	Wayne
Brewer	Keeley	Papan	Wildman
Brown	Kuehl	Perata	Woods
Cardenas	Kuykendall	Poochigian	Wright
Cunneen	Leach	Prenter	Mr. Speaker
Davis	Lempert	Pringle	
Ducheny	Machado	Richter	

NOES—None

Above bill ordered enrolled.

RULES TEMPORARILY SUSPENDED

Assembly Member Wright was granted unanimous consent that Assembly Rule 77 be suspended to permit consideration of Senate amendments to Assembly Bill No. 71.

ASSEMBLY BILL NO. 71 (Wright)—An act to amend Sections 146, 473.1, and 473.3 of the Business and Professions Code, to repeal, add, and repeal Chapter 7 (commencing with Section 94700) of Part 59 of the Education Code, and to amend Section 1095 of the Unemployment Insurance Code, relating to postsecondary education, 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—71

Ackerman	Figueroa	Leonard	Richter
Aguiar	Firestone	Machado	Runner
Alquist	Floyd	Margett	Scott
Ashburn	Frusetta	Martinez	Shelley
Baca	Gallegos	Mazzoni	Strom-Martin
Baldwin	Goldsmith	Migden	Sweeney
Battin	Granlund	Morrissey	Takasugi
Baugh	Havice	Murray	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowen	Honda	Olberg	Villaraigosa
Bowler	House	Oller	Vincent
Brewer	Kaloogian	Ortiz	Washington
Brown	Keeley	Pacheco	Wayne
Cardenas	Knox	Papan	Wildman
Cunneen	Kuehl	Perata	Woods
Davis	Kuykendall	Poochigian	Wright
Ducheny	Leach	Prenter	Mr. Speaker
Escutia	Lempert	Pringle	

NOES—2

McClintock Thompson

Above bill ordered enrolled immediately.

BILLS STRICKEN FROM FILE

Assembly Member Papan was granted unanimous consent that Assembly Bill No. 1459 be stricken from file.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file:

Senate Bill No. 1050, on request of Assembly Member Wayne;

Senate Bill No. 578, on request of Assembly Member Gallegos.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 482 (Aroner)—An act to add Section 1260 to the Health and Safety Code, and to amend Section 5622 of, and to add Section 5768.5 to, the Welfare and Institutions Code, relating to human services, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

Ackerman	Figueroa	Machado	Richter
Aguiar	Firestone	Margett	Scott
Alquist	Frusetta	Martinez	Shelley
Aroner	Gallegos	Mazzoni	Strom-Martin
Ashburn	Goldsmith	McClintock	Sweeney
Baca	Granlund	Migden	Takasugi
Baldwin	Havice	Morrissey	Thompson
Baugh	Hertzberg	Murray	Thomson
Bordonaro	Honda	Napolitano	Torlakson
Bowen	House	Olberg	Villaraigosa
Bowler	Kaloogian	Oller	Vincent
Brewer	Keeley	Ortiz	Washington
Brown	Knox	Pacheco	Wayne
Cardenas	Kuehl	Papan	Wildman
Cunneen	Kuykendall	Perata	Woods
Davis	Leach	Poochigian	Wright
Ducheny	Lempert	Prenter	Mr. Speaker
Escutia	Leonard	Pringle	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

Ackerman	Figueroa	Machado	Richter
Aguiar	Firestone	Margett	Scott
Alquist	Frusetta	Martinez	Shelley
Aroner	Gallegos	Mazzoni	Strom-Martin
Ashburn	Goldsmith	McClintock	Sweeney
Baca	Granlund	Migden	Takasugi
Baldwin	Havice	Morrissey	Thompson
Baugh	Hertzberg	Murray	Thomson
Bordonaro	Honda	Napolitano	Torlakson
Bowen	House	Olberg	Villaraigosa
Bowler	Kaloogian	Oller	Vincent
Brewer	Keeley	Ortiz	Washington
Brown	Knox	Pacheco	Wayne
Cardenas	Kuehl	Papan	Wildman
Cunneen	Kuykendall	Perata	Woods
Davis	Leach	Poochigian	Wright
Ducheny	Lempert	Prenter	Mr. Speaker
Escutia	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1468 (Runner)—An act to amend Section 12050 of the Penal Code, relating to concealed weapons.

Bill read third time.

Demand for Previous Question

Assembly Members Kuykendall, Thompson, House, Kaloogian, and Prenter demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—58

Ackerman	Firestone	Leonard	Richter
Aguiar	Floyd	Machado	Runner
Alquist	Frusetta	Margett	Shelley
Ashburn	Gallegos	Mazzoni	Takasugi
Baca	Goldsmith	McClintock	Thompson
Baldwin	Granlund	Morrissey	Thomson
Battin	Havice	Murray	Torlakson
Baugh	Hertzberg	Olberg	Vincent
Bordonaro	House	Oller	Washington
Bowler	Kaloogian	Pacheco	Wayne
Brewer	Keeley	Papan	Woods
Cunneen	Knox	Perata	Wright
Ducheny	Kuykendall	Poochigian	Mr. Speaker
Escutia	Leach	Prenter	
Figueroa	Lempert	Pringle	

NOES—9

Aroner	Honda	Migden
Bowen	Kuehl	Napolitano
Brown	Martinez	Ortiz

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 1468: Assembly Members Mazzoni and Torlakson, from "No" to "Aye".

Bill ordered transmitted to the Senate.

SESSION SCHEDULE AND OTHER ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced the following session schedule:

Monday, July 21, 1997, Floor Session, at 1:30 p.m.

Speaker pro Tempore Kuehl also announced that the House should be available to reconvene on Sunday, July 20, 1997 within a two-hour time frame.

CAUCUS ANNOUNCEMENTS

At 9:33 a.m., Assembly Member Martinez was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

At 9:33 a.m., Assembly Member Pringle was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 9:34 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 10:29 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF SENATE BILL NO. 1313 BY UNANIMOUS CONSENT

Assembly Member Ducheny was granted unanimous consent to take up Senate Bill No. 1313, without reference to file, for purpose of consideration at this time.

SENATE BILL NO. 1313 (Leslie)—An act to add Section 50517.9 to the Health and Safety Code, relating to farmworker housing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Ducheny.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—67

Ackerman	Frusetta	Margett	Scott
Aguiar	Gallegos	Martinez	Shelley
Alquist	Goldsmith	Mazzoni	Strom-Martin
Aroner	Granlund	Migden	Sweeney
Ashburn	Havice	Morrissey	Takasugi
Baca	Hertzberg	Murray	Thompson
Bordonaro	Honda	Napolitano	Thomson
Bowen	House	Oller	Torlakson
Brewer	Kaloogian	Ortiz	Villaraigosa
Brown	Keeley	Pacheco	Vincent
Cunneen	Knox	Papan	Washington
Davis	Kuehl	Perata	Wayne
Ducheny	Kuykendall	Poochigian	Wildman
Escutia	Leach	Prenter	Woods
Figueroa	Lempert	Pringle	Wright
Firestone	Leonard	Richter	Mr. Speaker
Floyd	Machado	Runner	

NOES—1

McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—67

Ackerman	Frusetta	Margett	Scott
Aguiar	Gallegos	Martinez	Shelley
Alquist	Goldsmith	Mazzoni	Strom-Martin
Aroner	Granlund	Migden	Sweeney
Ashburn	Havice	Morrissey	Takasugi
Baca	Hertzberg	Murray	Thompson
Bordonaro	Honda	Napolitano	Thomson
Bowen	House	Oller	Torlakson
Brewer	Kaloogian	Ortiz	Villaraigosa
Brown	Keeley	Pacheco	Vincent
Cunneen	Knox	Papan	Washington
Davis	Kuehl	Perata	Wayne
Ducheny	Kuykendall	Poochigian	Wildman
Escutia	Leach	Prenter	Woods
Figueroa	Lempert	Pringle	Wright
Firestone	Leonard	Richter	Mr. Speaker
Floyd	Machado	Runner	

NOES—1

McClintock

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF SENATE BILL NO. 448 BY UNANIMOUS CONSENT

Assembly Member Keeley was granted unanimous consent to take up Senate Bill No. 448, out of order.

SENATE BILL NO. 448 (Sher)—An act to add Section 6254.16 to the Government Code, relating to public records.

Bill read third time, and presented by Assembly Member Keeley.

Bill passed by the following vote:

AYES—67

Ackerman	Floyd	Machado	Pringle
Aguiar	Frusetta	Margett	Runner
Alquist	Gallegos	Martinez	Scott
Aroner	Goldsmith	Mazzoni	Shelley
Ashburn	Granlund	McClintock	Strom-Martin
Baca	Havice	Migden	Sweeney
Baldwin	Hertzberg	Morrissey	Takasugi
Bordonaro	Honda	Murray	Thomson
Bowen	House	Napolitano	Torlakson
Brewer	Kaloogian	Olberg	Villaraigosa
Brown	Keeley	Oller	Vincent
Cunneen	Knox	Ortiz	Washington
Davis	Kuehl	Pacheco	Wayne
Ducheny	Kuykendall	Papan	Wildman
Escutia	Leach	Perata	Wright
Figueroa	Lempert	Poochigian	Mr. Speaker
Firestone	Leonard	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 1296 BY UNANIMOUS CONSENT

Assembly Member Keeley was granted unanimous consent to take up Senate Bill No. 1296, out of order.

SENATE BILL NO. 1296 (Lockyer)—An act to amend Section 425.16 of the Code of Civil Procedure, relating to civil actions.

Bill read third time, and presented by Assembly Member Keeley.

Bill passed by the following vote:

AYES—69

Ackerman	Frusetta	Martinez	Scott
Aguiar	Gallegos	Mazzoni	Shelley
Alquist	Goldsmith	McClintock	Strom-Martin
Aroner	Granlund	Migden	Sweeney
Ashburn	Havice	Morrissey	Takasugi
Baca	Hertzberg	Murray	Thomson
Baldwin	Honda	Napolitano	Torlakson
Bordonaro	House	Olberg	Villaraigosa
Bowen	Kaloogian	Oller	Vincent
Brewer	Keeley	Ortiz	Washington
Brown	Knox	Pacheco	Wayne
Cunneen	Kuehl	Papan	Wildman
Davis	Kuykendall	Perata	Woods
Ducheny	Leach	Poochigian	Wright
Escutia	Lempert	Prenter	Mr. Speaker
Figueroa	Leonard	Pringle	
Firestone	Machado	Richter	
Floyd	Margett	Runner	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 939 BY UNANIMOUS CONSENT

Assembly Member Wildman was granted unanimous consent to take up Senate Bill No. 939, out of order.

SENATE BILL NO. 939 (Schiff)—An act to add Section 289.5 to the Penal Code, relating to sex offenders.

Bill read third time, and presented by Assembly Member Wildman.

Bill passed by the following vote:

AYES—65

Ackerman	Frusetta	Margett	Scott
Aguiar	Gallegos	Martinez	Shelley
Alquist	Goldsmith	Mazzoni	Strom-Martin
Ashburn	Granlund	McClintock	Sweeney
Baca	Havice	Morrissey	Takasugi
Baldwin	Hertzberg	Murray	Thomson
Bordonaro	Honda	Napolitano	Torlakson
Bowen	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Brown	Keeley	Pacheco	Wayne
Cunneen	Knox	Papan	Wildman
Davis	Kuehl	Perata	Woods
Ducheny	Kuykendall	Poochigian	Wright
Escutia	Leach	Prenter	Mr. Speaker
Figueroa	Lempert	Pringle	
Firestone	Leonard	Richter	
Floyd	Machado	Runner	

NOES—1

Migden

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 386 BY UNANIMOUS CONSENT

Assembly Member Hertzberg was granted unanimous consent to take up Senate Bill No. 386, out of order.

SENATE BILL NO. 386 (Kopp)—An act to amend Section 1382 of the Penal Code, relating to criminal procedure.

Bill read third time.

Motion to Amend

Assembly Member Hertzberg moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bill No. 124, on request of Assembly Member Frusetta.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Senate Bills Nos. 1350 and **1351**, on request of Assembly Member Shelley.

ADJOURN IN MEMORY

Assembly Member Floyd and Speaker Bustamante were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of former Assembly Sergeant Ray Carter, of Sacramento.

MOTION TO ADJOURN

At 10:48 a.m., Assembly Member Granlund moved that the Assembly do now adjourn.

Assembly Member Kuykendall seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Member Goldsmith arose to speak on the condition of the file.

MOTION TO ADJOURN WITHDRAWN

Assembly Member Granlund, with the consent of the second to the motion, withdrew his motion to adjourn.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Resolutions

ASSEMBLY CONCURRENT RESOLUTION NO. 57 (Goldsmith)—Relative to the Kumeyaay Highway.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

ASSEMBLY CONCURRENT RESOLUTION NO. 60 (Baldwin)—Relative to the George R. Volland Memorial Bridge.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

Consent Calendar—Senate Bills

SENATE BILL NO. 784 (Peace)—An act to amend Section 9104 of the Commercial Code, relating to commercial law.

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. 25 (Costa)—Relative to highways.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, by the following vote:

AYES—69

Ackerman	Frusetta	Martinez	Scott
Aguiar	Gallegos	Mazzoni	Shelley
Alquist	Goldsmith	McClintock	Strom-Martin
Aroner	Granlund	Migden	Sweeney
Ashburn	Havice	Morrissey	Takasugi
Baca	Hertzberg	Murray	Thomson
Baldwin	Honda	Napolitano	Torlakson
Bordonaro	House	Olberg	Villaraigosa
Bowen	Kaloogian	Oller	Vincent
Brewer	Keeley	Ortiz	Washington
Brown	Knox	Pacheco	Wayne
Cunneen	Kuehl	Papan	Wildman
Davis	Kuykendall	Perata	Woods
Ducheny	Leach	Poochigian	Wright
Escutia	Lempert	Prenter	Mr. Speaker
Figueroa	Leonard	Pringle	
Firestone	Machado	Richter	
Floyd	Margett	Runner	

NOES—None

MOTION TO ADJOURN

At 10:50 a.m., Assembly Member Granlund moved that the Assembly do now adjourn.

Assembly Member Kuykendall seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Member Wright arose to speak on the condition of the file.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 223, Concurrence: Brewer, Cunneen, Napolitano, Olberg, Pacheco, Prenter, and Sweeney—Aye.

Assembly Bill No. 725, Concurrence: Cunneen, Napolitano, and Prenter—Aye.

Assembly Bill No. 71, Concurrence: Bowen, Cunneen, Napolitano, Prenter, and Strom-Martin—Aye.

Assembly Bill No. 482 and Urgency: Cunneen—Aye.

Assembly Bill No. 1468: Escutia and Shelley—Aye.

Senate Bill No. 448: Bowen—Aye.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Granlund that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 10:51 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 72—Baca. Relative to parental notification of Megan's Law by school districts.

ASSEMBLY CONCURRENT RESOLUTION NO. 73—Perata. Relative to the Budget Bill.

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, July 18, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(9) as it relates to Senate Bill No. 990.

VALERIE K. BROWN

Assembly Chamber, July 18, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(9) as it relates to Senate Bills Nos. 95, 119, 564, 779, 977, 1081, and 1121.

MARTHA ESCUTIA

Assembly Chamber, July 18, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(9) as it relates to Senate Bill No. 406.

MARTIN GALLEGOS

Above requests ordered transmitted to the Committee on Rules.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 18, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 71

And reports the same correctly enrolled, and presented to the Governor at 2:15 p.m., July 18, 1997.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS
Committee on Transportation

July 18, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 525

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 525—An act to amend Section 1967 of the Streets and Highways Code, and to amend Section 21716 of the Vehicle Code, relating to vehicles.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 18, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 472
Senate Bill No. 576
Senate Bill No. 591

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 472—An act to amend Sections 6450, 6453, and 6455 of, and to add Sections 6440, 6459, and 6460 to, the Fish and Game Code, relating to fish, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 576—An act to amend Section 12463.3 of, and to add Section 53895.5 to, the Government Code, to amend Section 33080.6 of, to add Section 33672.7 to, and to add and repeal Section 33080.8 of, the Health and Safety Code, relating to redevelopment.

Bill read 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. 591—An act to amend Section 12076 of the Penal Code, and 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; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

July 18, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 470

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

ASSEMBLY BILL NO. 470—An act 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.

REPORTS OF STANDING COMMITTEES

Committee on Utilities and Commerce

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 357

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.

MARTINEZ, Chairwoman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 6

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 17, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1110

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MAZZONI, Chairwoman

Above bill ordered to second reading.

Committee on Governmental Organization

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 408

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BROWN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 8

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

BROWN, Chairwoman

Above bill ordered to second reading.

Committee on Agriculture

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 80

With amendments with the recommendation: Amend, and do pass, as amended.

CARDOZA, Chairman

Above bill ordered to second reading.

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 972
Senate Bill No. 1198

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

CARDOZA, Chairman

Above bills ordered to second reading.

Committee on Insurance

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 1042

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

FIGUEROA, Chairwoman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 253
Senate Bill No. 713
Senate Bill No. 945
Senate Bill No. 1009
Senate Bill No. 1060

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GALLEGOS, Chairman

Above bills ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1123

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MACHADO, Chairman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 65

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

SWEENEY, Chairman

Above bill ordered to second reading.

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 850
Senate Bill No. 908
Senate Bill No. 973

With amendments with the recommendation: Amend, and do pass, as amended.

SWEENEY, Chairman

Above bills ordered to second reading.

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 883

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.

SWEENEY, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1238

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 196

With amendments with the recommendation: Amend, and do pass, as amended.

HERTZBERG, Chairman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, July 18, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 16
Senate Bill No. 68
Senate Bill No. 122
Senate Bill No. 144
Senate Bill No. 188
Senate Bill No. 206
Senate Bill No. 229
Senate Bill No. 433
Senate Bill No. 437
Senate Bill No. 467
Senate Bill No. 504
Senate Bill No. 568
Senate Bill No. 595
Senate Bill No. 650
Senate Bill No. 792
Senate Bill No. 833
Senate Bill No. 922
Senate Bill No. 1017
Senate Bill No. 1041
Senate Bill No. 1215
Senate Bill No. 1313
Senate Concurrent Resolution No. 33

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 18, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 100
Assembly Bill No. 121
Assembly Bill No. 198
Assembly Bill No. 268
Assembly Bill No. 345
Assembly Bill No. 348
Assembly Bill No. 350
Assembly Bill No. 412
Assembly Bill No. 525
Assembly Bill No. 543
Assembly Bill No. 606
Assembly Bill No. 752
Assembly Bill No. 782
Assembly Bill No. 811
Assembly Bill No. 938
Assembly Bill No. 1294
Assembly Bill No. 1465

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, July 18, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 216
Assembly Bill No. 289
Assembly Bill No. 299
Assembly Bill No. 313
Assembly Bill No. 380
Assembly Bill No. 440
Assembly Bill No. 442
Assembly Bill No. 447
Assembly Bill No. 477
Assembly Bill No. 523
Assembly Bill No. 558
Assembly Bill No. 578
Assembly Bill No. 757
Assembly Bill No. 788
Assembly Bill No. 848
Assembly Bill No. 950
Assembly Bill No. 1022
Assembly Bill No. 1132
Assembly Bill No. 1152
Assembly Bill No. 1178
Assembly Bill No. 1261
Assembly Bill No. 1263
Assembly Bill No. 1451

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 18, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 38
Senate Concurrent Resolution No. 46
Senate Concurrent Resolution No. 49

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 38—Relative to women in military service for America.

SENATE CONCURRENT RESOLUTION NO. 46—Relative to cancer awareness.

SENATE CONCURRENT RESOLUTION NO. 49—Relative to school safety.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Granlund, the Assembly adjourned until 1:30 p.m., Monday or upon Call of the Speaker, out of respect to the memory of Erik Ingebretsen and Everett Beck, on motion of Assembly Member Woods; out of respect to the memory of Dominique Brown and John O'Lague, on motion of Assembly Member Sweeney; out of respect to the memory of Helen Davi Magas, Carl Newton Bennett, and Lenko Gazija, on motion of Assembly Member Torlakson; out of respect to the memory of Victoria Nayfack, on motion of Assembly Member McClintock; out of respect to the memory of Ray Carter, on motion of Assembly Member Floyd and Speaker Bustamante.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 18, 1997

The following measures were amended in the Assembly on this day:

AB	RN
470	9719188
1614	9718695

SB	RN
36	9718699
53	9718892
70	9718788
121	9718859
135	9718649
138	9718658
187	9718889
227	9718808
255	9718165
280	9718832
296	9718668
364	9718874
386	9718578
466	9717878
472	9718494
474	9718484
493	9718865
525	9717541
576	9718852
591	9718290
609	9718694
820	9718804
904	9718880
1039	9718863
1077	9718700
1082	9718249
1155	9718297
1217	9718190
1284	9718643
1311	9718373
1312	9718799
1313	9718354
1315	9718789
1320	9718802
1349	9718361

Daily Total: 37
Cumulative Total: 2802

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 21, 1997

ONE HUNDRED ELEVENTH SESSION DAY

TWO HUNDRED THIRTY-SECOND CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, July 21, 1997

The Assembly met at 1:30 p.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Brian Ebbert reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Washington 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.

CAUCUS ANNOUNCEMENTS

At 1:47 p.m., the Democratic Caucus was permitted to meet in the Assembly Lounge, and the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

QUORUM PRESENT

At 2:34 p.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present. The roll call was completed, and the following answered to their names—78:

Ackerman	Ducheny	Leonard	Richter
Aguiar	Escutia	Machado	Runner
Alby	Figueroa	Martinez	Scott
Alquist	Firestone	Mazzoni	Shelley
Aroner	Floyd	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	
Davis	Lempert	Pringle	

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Assembly Member Lynne C. Leach, of the 15th Assembly District:

Heavenly Father, We ask Your blessing on all assembled here today and on the work with Your help and guidance we will do for the good and welfare of others. Give to all public servants eyes to behold Your truth, a seeing sense to know what is right, the courage to do what is right and the genuine concern for the good of others. In Your goodness and love grant these blessings . . . and may You bless our nation, our state, our counties, our neighborhoods and our homes through the service we render in Your strength and guidance.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Strom-Martin 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 Havice, 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 Member Margett.

Because of illness: Assembly Member Bowen.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

July 21, 1997

Assembly Speaker Cruz Bustamante
Attention: Maxine
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I request permission to be excused from Monday's (7-21-97) Session as I will be on legislative business. I will be returning Tuesday morning.

Thank you for your attention to this matter.

Warmest Regards,

BOB MARGETT, Assembly Member
Fifty-ninth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 17, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised, effective July 17, 1997, I have terminated the appointment of Mr. Thomas Berryhill on the Governor's Advisory Selection Committee on Regents.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 21, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I am appointing Assemblymember Antonio Villaraigosa to the Select Committee on California-Mexico Affairs.

Thank you for your assistance in this matter.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 21, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 470
Assembly Bill No. 1614
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 Concurrent Resolution No.	*Committee*
69	Trans.
71	Rev. and Tax.

Assembly Joint Resolution No.	*Committee*
35	Rls.

House Resolution No.	*Committee*
38	Rls.

Senate Bill No.	*Committee*
30	Rev. & Tax.
990	G.O.
1121	Jud.

Senate Concurrent Resolution No.	*Committee*
51	Rls.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, July 21, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61 (a) (9) as it relates to Senate Bill No. 30.

LOUIS CALDERA

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 21, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 779

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 779—An act to amend Section 1218.5 of the Code of Civil Procedure, and to add Sections 293 and 294 to, and to add Part 2.5 (commencing with Section 3300) to Division 8 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.

REPORTS OF STANDING COMMITTEES
Committee on Rules

July 21, 1997

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61 (a) (9), as it relates to the following bills be granted:

Senate Bills Nos. 30, 95, 119, 368, 406, 451, 564, 712, 779, 977, 990, 1081, 1102, 1121, 1179, and 1273.

DON PERATA, Chairman

REPORTS OF STANDING COMMITTEES
Committee on Environmental Safety and Toxic Materials

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1081

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Judiciary.

WAYNE, Chairman

Above bill ordered to second reading.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 365
Senate Bill No. 445
Senate Bill No. 603

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

WAYNE, Chairman

Above bills ordered to second reading.

Committee on Public Safety

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1116

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1346

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.

HERTZBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 151

With amendments with the recommendation: Amend, and do pass, as amended.

HERTZBERG, Chairman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 653

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 544

With amendments with the recommendation: Amend, and do pass, as amended.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: July 9, 1997

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 974
Senate Bill No. 1031

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MAZZONI, Chairwoman

Above bills ordered to second reading.

Committee on Natural Resources

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 230
Senate Bill No. 318
Senate Bill No. 675
Senate Bill No. 1048
Senate Bill No. 1306
Senate Bill No. 1330

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BOWEN, Chairwoman

Above bills ordered to second reading.

Committee on Health

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 571
Senate Bill No. 1299

With amendments with the recommendation: Amend, and do pass, as amended.

GALLEGOS, Chairman

Above bills ordered to second reading.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 317
Senate Bill No. 402
Senate Bill No. 560
Senate Bill No. 586
Senate Bill No. 617
Senate Bill No. 1036
Senate Bill No. 1099
Senate Bill No. 1125
Senate Bill No. 1257

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GALLEGOS, Chairman

Above bills ordered to second reading.

Committee on Rules

Date of Hearing: July 21, 1997

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 51

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.

PERATA, Chairman

Above resolution ordered on file.

Committee on Housing and Community Development

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 487

with amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

TORLAKSON, Chairman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, July 21, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 180
Assembly Bill No. 317
Assembly Bill No. 354
Assembly Bill No. 399
Assembly Bill No. 452
Assembly Bill No. 503
Assembly Bill No. 620
Assembly Bill No. 666
Assembly Bill No. 676
Assembly Bill No. 689
Assembly Bill No. 820
Assembly Bill No. 854
Assembly Bill No. 866
Assembly Bill No. 892
Assembly Bill No. 927
Assembly Bill No. 949
Assembly Bill No. 1196
Assembly Bill No. 1215
Assembly Bill No. 1300
Assembly Bill No. 1310
Assembly Bill No. 1565

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 21, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Joint Resolution No. 7
Assembly Joint Resolution No. 22
Assembly Joint Resolution No. 28

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolutions ordered to unfinished business file.

Senate Chamber, July 21, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 517
Assembly Bill No. 649
Assembly Bill No. 806
Assembly Bill No. 1598
Assembly Bill No. 1607

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, July 21, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 59

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

July 21, 1997

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 132 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

July 21, 1997

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: The Senate this day rescinded the action whereby it concurred in Assembly amendments to Senate Bill 67. The Senate then ordered the bill returned to the Assembly.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

ADJOURN IN MEMORY

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John L. Watson, of Davis.

Assembly Member Migden was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joseph Barnes, Sr., of San Francisco.

Assembly Member Ashburn was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Maureen deBonnet, of Sunnyvale.

Assembly Member Ortiz was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Cheryl Ann Fisher, of Sacramento.

ACTION RESCINDED ON SENATE BILL NO. 492

Assembly Member Alquist was granted unanimous consent to rescind the action whereby on July 17, 1997 (Assembly Journal, page 3254), the Report of the Committee on Televising the Assembly and Information Technology relative to Senate Bill No. 492, was received and read in the Assembly, and whereby author's amendments to the bill were read and adopted and whereby the bill was reprinted and re-referred to committee.

REPORTS OF STANDING COMMITTEES

Committee on Televising the Assembly and Information Technology

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Televising the Assembly and Information Technology reports:

Senate Bill No. 492

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ALQUIST, Chairwoman

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 1082, 1320, 466, 121, 1315, and **53,** ordered to third reading;

Senate Bills Nos. 138 and **1284,** ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 73—An act to amend Sections 3045.1 and 3045.4 of the Civil Code, to amend Sections 998 and 2101 of the Code of Civil Procedure, to amend Sections 9104, 9402, 9403, 9404, 9405, 9406, and 9407 of, and to repeal Section 5114 of, the Commercial Code, to amend Section 721 of the Evidence Code, to amend Sections 12583 and 68616 of the Government Code, and to add Section 679.1 to the Insurance Code, relating to civil law.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 548—An act to add Section 1941.3 to the Civil Code, relating to civil law.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 682—An act to amend Section 827 of the Civil Code, relating to landlord-tenant.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE CONCURRENT RESOLUTION NO. 42—Relative to implementing the Agreement on Mutual Cooperation.

Resolution read; amendments proposed by the Committee on International Trade and Development read and adopted, resolution ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 1196—An act relating to solid waste management.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 320—An act to amend Sections 8001, 53091, 65040.6, 65460.2, 65460.4, 66418.2, 66434, 66445, and 66452.5 of, and to amend and renumber Sections 66413.7 and 67575.9 of, the Government Code, to amend Sections 17921.7, 18901, 18922, 18923, 18944.31, 18959, 33331, 33492.4, 50517, and 51058 of, to amend and renumber Sections 33320.5 and 33320.7, to amend and renumber Article 7 (commencing with Section 33493.1 of Chapter 4.5 of Part 1 of Division 24, to add a heading to Article 1.5 (commencing with Section 33492.40) of Chapter 4.5 of Part 1 of Division 24 of, to repeal Sections 33320.6, 33334.18, 33492.114, 50054, 50150, 50154, 50663, 50667, 50837, 50900, 50900.1, 50901, 50902, 50908, and 51052 of, to repeal Chapter 5.5 (commencing with Section 51260) and Chapter 9 (commencing with Section 51450) of Part 3 of Division 31 of, and to repeal Part 6.1 (commencing with Section 52534) of Division 31 of, the Health and Safety Code, relating to the Housing and Land Use Omnibus Act of 1997.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 357—An act to amend Section 12751 of, and to add Section 12751.2 to, the Public Utilities Code, relating to municipal utility districts.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 6—An act to amend Sections 62000.2 and 62002.5 of, and 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.

SENATE BILL NO. 1110—An act to amend Section 51201.5 of, and to add Sections 51554 and 51555 to, the Education Code, relating to education.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 408—An act to amend Section 84752 of the Education Code, to amend Sections 8543.2, 8545, and 14525.6 of, and to repeal Section 8544.1 of, the Government Code, to amend Sections 14105.42 and 19640.5 of the Welfare and Institutions Code, and to amend Section 13 of Chapter 1044 of the Statutes of 1990, relating to the State Auditor.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 8—An act to add Sections 19815.5, 19815.8, and 19824, to, to repeal Sections 19445, 19809, 19816, 19822.1, 19823.1, 19941, and 19950.2 of, to repeal and add Sections 19810, 19811, 19812, 19813, 19814, 19817, 19820, 19821, 19822, 19823, 19841, 19842, 19846, 19847, 19848, 19850, 19851, 19852, 19853, 19854, 19856, 19857, 19858, 19858.7, 19860, 19862, 19863, 19864, 19871, 19872, 19882, 19883, 19910.5, 19911, 19912, 19913, 19915, 19918, 19920, 19921, 19933.5, 19942, 19959.5, and 19960.2 to, to repeal and add Article 3 (commencing with Section 19830) and Article 8 (commencing with Section 19900) of Chapter 5 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, repeal, and add Section 337j to, the Penal Code, relating to gambling.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be re-referred to the Committee on Elections, Reapportionment and Constitutional Amendments.

SENATE BILL NO. 80—An act to amend Section 4827 of the Business and Professions Code, relating to veterinary medicine.

Bill read second time; amendments proposed by the Committee on Agriculture read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 972—An act to repeal and add Section 19622.2 of the Business and Professions Code, to amend Section 3332 of, and to repeal Sections 3311, 3335, and 3336 of, the Food and Agricultural Code, and to amend Sections 11272, 12470, and 16310 of the Government Code, relating to the California Exposition and State Fair, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Agriculture read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1198—An act to amend Sections 226, 55403, 55435.5, 55483, 55485, 55523, 55525, 55721, 55722, 55741, 55742, 55743, 55744, 55861, 56109, 56133.5, 56161, 56186, 56381, 56382, and 56571 of, to amend and renumber Sections 55751, 56252, and 56451 of, to add Sections 55462, 55484.5, 55484.75, 55485.5, 55485.75, 55524.5, 55524.75, 55525.75, 55722.5, 56183.5, 56185.5, 56185.75, 56186.5, 56186.75, 56382.5, 56701.5, and 56717 to, to repeal Sections 55486, 55487, 55489, 55490, 55526, 55527, 55528.5, 55529, 55529.5, 55745, 55745.5, 55746, 55747, 55748, 55749, 55750, 55861.7, 56187, 56188, 56191, 56191.5, 56192, 56192.5, 56446, 56447, 56448, 56449, 56450, 56452, and 56571.7 of, to repeal Article 13 (commencing with Section 55781) and Article 15 (commencing with Section 55841) of Chapter 6 of, and Article 14 (commencing with Section 56471) and Article 16 (commencing with Section 56531) of Chapter 7 of, and Chapter 7.5 (commencing with Section 56701) of, Division 20 of, and to repeal and add Sections 55484, 55488, 55524, 55528, 56185, 56190, 56443, 56444, and 56445 of, the Food and Agricultural Code, relating to agriculture, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Agriculture read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1042—An act to amend Section 1021 of, and to add Section 1033.1 to, the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 253—An act to add Section 1278.5 to the Health and Safety Code, relating to health facilities.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 713—An act to amend Sections 1743 and 1748 of, and to add Section 1746.1 to, the Business and Professions Code, relating to dentistry.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 945—An act to amend Sections 1337.7, 1337.9, 1338.5, 1728.1, 1736.3, 1736.5, and 1736.6 of the Health and Safety Code, and to amend Sections 15671, 15673, and 15675 of the Welfare and Institutions Code, relating to health.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1009—An act to add Section 14087.301 to the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1060—An act to add Article 2 (commencing with Section 104170) to Chapter 2 of Part 1 of Division 103 of the Health and Safety Code, relating to prostate cancer, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1123—An act to add Sections 7721 and 8390 to the Fish and Game Code, relating to fishing.

Bill read second time; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 65—An act to amend Section 115915 of the Health and Safety Code, relating to public beaches.

Bill read second time; amendments proposed by the Committee Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 850—An act to add Section 6523.75 to the Government Code, relating to public health.

Bill read second time; amendments proposed by the Committee Local Government read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 908—An act to amend Section 25892.1 of the Public Utilities Code, relating to transportation.

Bill read second time; amendments proposed by the Committee Local Government read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 973—An act relating to school facilities.

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. 883—An act to amend Section 4106 of the Food and Agricultural Code, to amend Sections 23010, 25332, 25843, 26220, 50274, and 56706 of, to amend and renumber Section 25526.6 of, and to repeal Chapter 3.5 (commencing with Section 55530) of Part 2 of Division 2 of Title 5 of, the Government Code to amend Sections 32, 150, and 153 of, and to add Sections 156 and 157 to, the Fairfield-Suisun Sewer District Act (Chapter 303 of the Statutes of 1951), to amend Sections 3 and 6 of the Vallejo Sanitation and Flood Control District Act (Chapter 17 of the Statutes of 1952, First Extraordinary Session), and to amend Section 201 of the Colusa Basin Drainage District Act (Chapter 1399 of the Statutes of 1987), relating to the Local Government Omnibus Act of 1997.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1238—An act to amend Section 368 of the Penal 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.

SENATE BILL NO. 196—An act to amend Section 599aa of the Penal Code, relating to animal abuse.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be returned to the second reading file.

UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1372 (Morrow)—An act to amend Section 273 of the Code of Civil Procedure, relating to courts.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Ackerman	Ducheny	Lempert	Pringle
Aguiar	Escutia	Leonard	Richter
Alby	Figueroa	Machado	Runner
Alquist	Firestone	Mazzoni	Scott
Aroner	Floyd	McClintock	Shelley
Ashburn	Frusetta	Migden	Strom-Martin
Baca	Gallegos	Miller	Sweeney
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	Havice	Murray	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowler	Honda	Olberg	Villaraigosa
Brewer	House	Oller	Vincent
Brown	Kaloogian	Ortiz	Washington
Campbell	Keeley	Pacheco	Wayne
Cardenas	Knox	Papan	Wildman
Cardoza	Kuehl	Perata	Woods
Cunneen	Kuykendall	Poochigian	Wright
Davis	Leach	Prenter	Mr. Speaker

NOES—2

Caldera	Martinez

Above bill ordered enrolled.

ASSEMBLY BILL NO. 197 (Thomson)—An act to add Section 8880.335 to the Government Code, relating to the California State Lottery, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—59

Ackerman	Cardoza	Leach	Pringle
Aguiar	Cunneen	Machado	Runner
Alby	Davis	Martinez	Shelley
Alquist	Ducheny	Mazzoni	Strom-Martin
Aroner	Figueroa	Migden	Sweeney
Ashburn	Firestone	Miller	Takasugi
Baca	Floyd	Morrissey	Thomson
Baldwin	Frusetta	Morrow	Torlakson
Battin	Gallegos	Murray	Vincent
Baugh	Granlund	Napolitano	Washington
Bordonaro	Hertzberg	Oller	Wayne
Brewer	Honda	Ortiz	Wildman
Brown	Keeley	Papan	Wright
Campbell	Knox	Perata	Mr. Speaker
Cardenas	Kuykendall	Poochigian	

NOES—13

Bowler	Kaloogian	Prenter	Woods
Caldera	Leonard	Scott	
Escutia	McClintock	Thompson	
Havice	Pacheco	Villaraigosa	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 197: Assembly Member Villaraigosa, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY JOINT RESOLUTION NO. 21 (Migden)—Relative to spent nuclear fuel.

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—58

Aguiar	Escutia	Machado	Shelley
Alby	Figueroa	Martinez	Strom-Martin
Alquist	Floyd	Mazzoni	Sweeney
Aroner	Frusetta	Migden	Takasugi
Ashburn	Gallegos	Morrissey	Thomson
Baca	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Ortiz	Vincent
Brown	Keeley	Pacheco	Washington
Campbell	Knox	Papan	Wayne
Cardenas	Kuehl	Perata	Wildman
Cardoza	Kuykendall	Poochigian	Wright
Cunneen	Leach	Richter	Mr. Speaker
Davis	Lempert	Runner	
Ducheny	Leonard	Scott	

NOES—12

Ackerman	Brewer	McClintock	Oller
Baldwin	Granlund	Morrow	Pringle
Baugh	Kaloogian	Olberg	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Joint Resolution No. 21: Assembly Member Bowler, from "No" to "Aye".

Above resolution ordered enrolled.

CONSIDERATION OF SENATE BILL NO. 443 BY UNANIMOUS CONSENT

Assembly Member Goldsmith was granted unanimous consent to take up Senate Bill No. 443, out of order.

SENATE BILL NO. 443 (Burton)—An act to amend Section 1524 of, and to add Section 637.7 to, the Penal Code, relating to criminal procedure.

Bill read third time, and presented by Assembly Member Goldsmith.

~~Bill passed by the following vote:~~

~~AYES—60~~

~~Aguiar~~	~~Davis~~	~~Kuykendall~~	~~Papan~~
~~Alby~~	~~Ducheny~~	~~Leonard~~	~~Perata~~
~~Aroner~~	~~Escutia~~	~~Machado~~	~~Poochigian~~
~~Ashburn~~	~~Figueroa~~	~~Martinez~~	~~Prenter~~
~~Baca~~	~~Floyd~~	~~Mazzoni~~	~~Pringle~~
~~Baldwin~~	~~Frusetta~~	~~McClintock~~	~~Runner~~
~~Baugh~~	~~Goldsmith~~	~~Migden~~	~~Shelley~~
~~Bordonaro~~	~~Granlund~~	~~Miller~~	~~Strom-Martin~~
~~Bowler~~	~~Hertzberg~~	~~Morrissey~~	~~Thomson~~
~~Brewer~~	~~Honda~~	~~Morrow~~	~~Torlakson~~
~~Brown~~	~~House~~	~~Murray~~	~~Villaraigosa~~
~~Campbell~~	~~Kaloogian~~	~~Napolitano~~	~~Vincent~~
~~Cardenas~~	~~Keeley~~	~~Olberg~~	~~Washington~~
~~Cardoza~~	~~Knox~~	~~Oller~~	~~Wildman~~
~~Cunneen~~	~~Kuehl~~	~~Ortiz~~	~~Mr. Speaker~~

~~NOES—16~~

~~Ackerman~~	~~Gallegos~~	~~Pacheco~~	~~Takasugi~~
~~Alquist~~	~~Havice~~	~~Richter~~	~~Thompson~~
~~Battin~~	~~Leach~~	~~Scott~~	~~Wayne~~
~~Caldera~~	~~Lempert~~	~~Sweeney~~	~~Woods~~

~~Bill ordered transmitted to the Senate.~~

(NOTE: On August 28, 1997, the action was rescinded whereby Senate Bill No. 443 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3835.)

BILL RETURNED TO SENATE

Without objection, Assembly Member Baugh returned Assembly Bill No. 1300 to the Senate for further action.

ACTION RESCINDED ON SENATE BILL NO. 389

Assembly Member Prenter was granted unanimous consent to rescind the action whereby the Assembly, on June 19, 1997 (Assembly Journal, page 2788), passed Senate Bill No. 389, and whereby the bill was ordered transmitted to the Senate.

Consideration of Senate Bill No. 389, by Unanimous Consent

Assembly Member Prenter was granted unanimous consent to take up Senate Bill No. 389, without reference to file, for purpose of amendment.

SENATE BILL NO. 389 (Monteith)—An act to add Section 425.9 to the Government Code, relating to the official state soil.

Bill read third time.

Motion to Amend

Assembly Member Prenter 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 Ducheny announced her intention to request that Senate Bill No. 106 be removed from the inactive file.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 637 (Alby)—An act to amend Section 56133 of the Government Code, and to amend Section 12819 of the Public Utilities Code, relating to municipal utility 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—76

Ackerman	Ducheny	Lempert	Pringle
Aguiar	Escutia	Leonard	Richter
Alby	Figueroa	Machado	Runner
Alquist	Firestone	Martinez	Scott
Aroner	Floyd	Mazzoni	Shelley
Ashburn	Frusetta	Migden	Strom-Martin
Baca	Gallegos	Miller	Sweeney
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	Havice	Murray	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowler	Honda	Olberg	Villaraigosa
Brewer	House	Oller	Vincent
Brown	Kaloogian	Ortiz	Washington
Campbell	Keeley	Pacheco	Wayne
Cardenas	Knox	Papan	Wildman
Cardoza	Kuehl	Perata	Woods
Cunneen	Kuykendall	Poochigian	Wright
Davis	Leach	Prenter	Mr. Speaker

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 78 (Granlund)—An act to amend Sections 12020, 12021, 12026.2, 12092, 12094, 12201, 12316, and 12322 of the Penal Code, relating to firearms.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Ackerman	Ducheny	Leonard	Pringle
Aguiar	Escutia	Machado	Richter
Alby	Figueroa	Martinez	Runner
Alquist	Firestone	Mazzoni	Scott
Aroner	Frusetta	McClintock	Shelley
Ashburn	Gallegos	Migden	Strom-Martin
Baca	Goldsmith	Miller	Sweeney
Baldwin	Granlund	Morrissey	Takasugi
Battin	Havice	Morrow	Thompson
Baugh	Hertzberg	Murray	Thomson
Bordonaro	Honda	Napolitano	Torlakson
Bowler	House	Olberg	Villaraigosa
Brewer	Kaloogian	Oller	Vincent
Brown	Keeley	Ortiz	Washington
Campbell	Knox	Pacheco	Wayne
Cardenas	Kuehl	Papan	Wildman
Cardoza	Kuykendall	Perata	Woods
Cunneen	Leach	Poochigian	Wright
Davis	Lempert	Prenter	Mr. Speaker

NOES—1

Caldera

Above bill ordered enrolled.

ASSEMBLY BILL NO. 143 (Cunneen)—An act to amend Section 496 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—75

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Figueroa	Martinez	Runner
Alquist	Firestone	Mazzoni	Scott
Aroner	Frusetta	McClintock	Shelley
Ashburn	Gallegos	Migden	Strom-Martin
Baca	Goldsmith	Miller	Sweeney
Baldwin	Granlund	Morrissey	Takasugi
Battin	Havice	Morrow	Thompson
Baugh	Hertzberg	Murray	Thomson
Bordonaro	Honda	Napolitano	Torlakson
Bowler	House	Olberg	Villaraigosa
Brewer	Kaloogian	Oller	Vincent
Brown	Keeley	Ortiz	Washington
Caldera	Knox	Pacheco	Wayne
Campbell	Kuehl	Papan	Wildman
Cardenas	Kuykendall	Perata	Woods
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 303 (Runner)—An act to add and repeal Article 3.5 (commencing with Section 23345) of Chapter 3 of Division 1 of Title 3 of the Government Code, relating to local governmental 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—67

Ackerman	Cunneen	Lempert	Poochigian
Aguiar	Davis	Leonard	Prenter
Alby	Ducheny	Machado	Pringle
Alquist	Figueroa	Mazzoni	Richter
Aroner	Firestone	McClintock	Runner
Ashburn	Frusetta	Migden	Scott
Baca	Granlund	Miller	Shelley
Baldwin	Havice	Morrissey	Sweeney
Battin	Hertzberg	Morrow	Takasugi
Baugh	Honda	Murray	Thompson
Bordonaro	House	Napolitano	Thomson
Bowler	Kaloogian	Olberg	Torlakson
Brewer	Keeley	Oller	Villaraigosa
Brown	Knox	Ortiz	Vincent
Campbell	Kuehl	Pacheco	Wildman
Cardenas	Kuykendall	Papan	Woods
Cardoza	Leach	Perata	

NOES—3

Caldera	Martinez	Wright

Above bill ordered enrolled.

ASSEMBLY BILL NO. 334 (Wildman)—An act to amend Section 30055 of the Government Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Ackerman	Ducheny	Leonard	Pringle
Aguiar	Figueroa	Machado	Richter
Alby	Firestone	Martinez	Runner
Alquist	Floyd	Mazzoni	Scott
Aroner	Frusetta	McClintock	Shelley
Ashburn	Gallegos	Migden	Strom-Martin
Baca	Goldsmith	Miller	Sweeney
Baldwin	Granlund	Morrissey	Takasugi
Battin	Havice	Morrow	Thompson
Baugh	Hertzberg	Murray	Thomson
Bordonaro	Honda	Napolitano	Torlakson
Bowler	House	Olberg	Villaraigosa
Brewer	Kaloogian	Oller	Vincent
Brown	Keeley	Ortiz	Washington
Campbell	Knox	Pacheco	Wayne
Cardenas	Kuehl	Papan	Wildman
Cardoza	Kuykendall	Perata	Woods
Cunneen	Leach	Poochigian	Wright
Davis	Lempert	Prenter	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 339 (Takasugi)—An act to amend Section 30055 of the Government 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.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

Ackerman	Ducheny	Leonard	Pringle
Aguiar	Figueroa	Machado	Richter
Alby	Firestone	Martinez	Runner
Alquist	Floyd	Mazzoni	Scott
Aroner	Frusetta	McClintock	Shelley
Ashburn	Gallegos	Migden	Strom-Martin
Baca	Goldsmith	Miller	Sweeney
Baldwin	Granlund	Morrissey	Takasugi
Battin	Havice	Morrow	Thompson
Baugh	Hertzberg	Murray	Thomson
Bordonaro	Honda	Napolitano	Torlakson
Bowler	House	Olberg	Villaraigosa
Brewer	Kaloogian	Oller	Vincent
Brown	Keeley	Ortiz	Washington
Campbell	Knox	Pacheco	Wayne
Cardenas	Kuehl	Papan	Wildman
Cardoza	Kuykendall	Perata	Woods
Cunneen	Leach	Poochigian	Wright
Davis	Lempert	Prenter	Mr. Speaker

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Ackerman	Ducheny	Leonard	Pringle
Aguiar	Figueroa	Machado	Richter
Alby	Firestone	Martinez	Runner
Alquist	Floyd	Mazzoni	Scott
Aroner	Frusetta	McClintock	Shelley
Ashburn	Gallegos	Migden	Strom-Martin
Baca	Goldsmith	Miller	Sweeney
Baldwin	Granlund	Morrissey	Takasugi
Battin	Havice	Morrow	Thompson
Baugh	Hertzberg	Murray	Thomson
Bordonaro	Honda	Napolitano	Torlakson
Bowler	House	Olberg	Villaraigosa
Brewer	Kaloogian	Oller	Vincent
Brown	Keeley	Ortiz	Washington
Campbell	Knox	Pacheco	Wayne
Cardenas	Kuehl	Papan	Wildman
Cardoza	Kuykendall	Perata	Woods
Cunneen	Leach	Poochigian	Wright
Davis	Lempert	Prenter	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 655 (Cunneen)—An act to add Section 41209 to the Education Code, relating to education.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Ackerman	Figueroa	Machado	Runner
Aguiar	Firestone	Martinez	Scott
Alby	Floyd	Mazzoni	Shelley
Alquist	Frusetta	Migden	Strom-Martin
Aroner	Gallegos	Miller	Sweeney
Ashburn	Goldsmith	Morrissey	Takasugi
Baca	Granlund	Morrow	Thompson
Baldwin	Havice	Murray	Thomson
Battin	Hertzberg	Napolitano	Torlakson
Bordonaro	Honda	Olberg	Villaraigosa
Bowler	House	Oller	Vincent
Brewer	Kaloogian	Ortiz	Washington
Brown	Keeley	Pacheco	Wayne
Campbell	Knox	Papan	Wildman
Cardenas	Kuehl	Perata	Woods
Cardoza	Kuykendall	Poochigian	Wright
Cunneen	Leach	Prenter	Mr. Speaker
Davis	Lempert	Pringle	
Ducheny	Leonard	Richter	

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1025 (Torlakson)—An act to add Section 1363.6 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—68

Ackerman	Ducheny	Lempert	Prenter
Aguiar	Figueroa	Leonard	Richter
Alby	Firestone	Machado	Runner
Alquist	Frusetta	Martinez	Scott
Aroner	Gallegos	Mazzoni	Shelley
Ashburn	Goldsmith	McClintock	Strom-Martin
Baca	Granlund	Migden	Sweeney
Baldwin	Havice	Miller	Takasugi
Bordonaro	Hertzberg	Morrissey	Thomson
Bowler	Honda	Morrow	Villaraigosa
Brewer	House	Murray	Vincent
Brown	Kaloogian	Napolitano	Washington
Campbell	Keeley	Olberg	Wayne
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Woods
Cunneen	Kuykendall	Perata	Wright
Davis	Leach	Poochigian	Mr. Speaker

NOES—None

Above bill ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1363 (Machado)—An act to add and repeal Section 1295.5 of the Labor Code, relating to employment, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—70

Ackerman	Ducheny	Mazzoni	Runner
Aguiar	Escutia	McClintock	Scott
Alby	Figueroa	Migden	Strom-Martin
Aroner	Firestone	Miller	Sweeney
Ashburn	Frusetta	Morrissey	Takasugi
Baca	Goldsmith	Morrow	Thompson
Baldwin	Granlund	Murray	Thomson
Battin	Hertzberg	Napolitano	Torlakson
Baugh	Honda	Olberg	Villaraigosa
Bordonaro	House	Oller	Vincent
Bowler	Kaloogian	Ortiz	Washington
Brewer	Keeley	Pacheco	Wayne
Brown	Kuehl	Papan	Wildman
Campbell	Kuykendall	Perata	Woods
Cardenas	Leach	Poochigian	Wright
Cardoza	Lempert	Prenter	Mr. Speaker
Cunneen	Leonard	Pringle	
Davis	Machado	Richter	

NOES—5

Floyd	Knox	Shelley
Havice	Martinez	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—70

Ackerman	Ducheny	Mazzoni	Runner
Aguiar	Escutia	McClintock	Scott
Alby	Figueroa	Migden	Strom-Martin
Aroner	Firestone	Miller	Sweeney
Ashburn	Frusetta	Morrissey	Takasugi
Baca	Goldsmith	Morrow	Thompson
Baldwin	Granlund	Murray	Thomson
Battin	Hertzberg	Napolitano	Torlakson
Baugh	Honda	Olberg	Villaraigosa
Bordonaro	House	Oller	Vincent
Bowler	Kaloogian	Ortiz	Washington
Brewer	Keeley	Pacheco	Wayne
Brown	Kuehl	Papan	Wildman
Campbell	Kuykendall	Perata	Woods
Cardenas	Leach	Poochigian	Wright
Cardoza	Lempert	Prenter	Mr. Speaker
Cunneen	Leonard	Pringle	
Davis	Machado	Richter	

NOES—5

Floyd	Knox	Shelley
Havice	Martinez	

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 294 BY UNANIMOUS CONSENT

Assembly Member Thompson was granted unanimous consent to take up Senate Bill No. 294, out of order.

SENATE BILL NO. 294 (Monteith)—An act to amend Section 66493 of the Government Code, relating to land use.

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. 259 BY UNANIMOUS CONSENT

Assembly Member Thompson was granted unanimous consent to take up Senate Bill No. 259, out of order.

SENATE BILL NO. 259 (Haynes)—An act to amend Sections 18040, 18550, 18551, 18551.1, 18555, and 18611 of the Health and Safety Code, relating to mobilehome parks.

Bill read third time.

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. 292 BY UNANIMOUS CONSENT

Assembly Member Ducheny was granted unanimous consent to take up Senate Bill No. 292, out of order.

SENATE BILL NO. 292 (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.

Bill read third time, and presented by Assembly Member Ducheny.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—64

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Figueroa	Martinez	Scott
Alquist	Frusetta	Mazzoni	Shelley
Aroner	Gallegos	Migden	Strom-Martin
Ashburn	Goldsmith	Miller	Sweeney
Baca	Granlund	Morrissey	Takasugi
Battin	Havice	Murray	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowler	Honda	Ortiz	Villaraigosa
Brewer	Keeley	Pacheco	Vincent
Brown	Knox	Papan	Washington
Campbell	Kuehl	Perata	Wayne
Cardenas	Kuykendall	Poochigian	Wildman
Cardoza	Leach	Prenter	Wright
Cunneen	Lempert	Pringle	Mr. Speaker

NOES—6

Baugh	Kaloogian	Oller
House	McClintock	Thompson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—64

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Figueroa	Martinez	Scott
Alquist	Frusetta	Mazzoni	Shelley
Aroner	Gallegos	Migden	Strom-Martin
Ashburn	Goldsmith	Miller	Sweeney
Baca	Granlund	Morrissey	Takasugi
Battin	Havice	Murray	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowler	Honda	Ortiz	Villaraigosa
Brewer	Keeley	Pacheco	Vincent
Brown	Knox	Papan	Washington
Campbell	Kuehl	Perata	Wayne
Cardenas	Kuykendall	Poochigian	Wildman
Cardoza	Leach	Prenter	Wright
Cunneen	Lempert	Pringle	Mr. Speaker

NOES—6

Baugh	Kaloogian	Oller
House	McClintock	Thompson

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 238 BY UNANIMOUS CONSENT

Assembly Member Leach was granted unanimous consent to take up Senate Bill No. 238, out of order.

SENATE BILL NO. 238 (**Haynes**)—An act to amend Section 903 of the Welfare and Institutions Code, relating to juveniles, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Leach moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE BILL NO. 124 BY UNANIMOUS CONSENT

Assembly Member Frusetta was granted unanimous consent to take up Senate Bill No. 124, out of order.

SENATE BILL NO. 124 (**Karnette**)—An act to amend Sections 82015, 82028, and 82030 of the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Frusetta moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 47 (**Kopp**)—An act to amend Sections 14076 and 14076.2 of the Government Code, and to amend Section 30916 of, and to add Section 30150.2 to, the Streets and Highways Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Thomson.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—59

Ackerman	Ducheny	Lempert	Prenter
Aguiar	Figueroa	Leonard	Shelley
Alby	Firestone	Machado	Strom-Martin
Alquist	Frusetta	Martinez	Sweeney
Aroner	Gallegos	Mazzoni	Takasugi
Ashburn	Goldsmith	Migden	Thomson
Baca	Granlund	Miller	Torlakson
Bordonaro	Hertzberg	Morrissey	Villaraigosa
Bowler	Honda	Murray	Vincent
Brown	House	Napolitano	Washington
Campbell	Keeley	Ortiz	Wayne
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Wright
Cunneen	Kuykendall	Perata	Mr. Speaker
Davis	Leach	Poochigian	

NOES—12

Baldwin	Brewer	McClintock	Pringle
Battin	Havice	Morrow	Thompson
Baugh	Kaloogian	Oller	Woods

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—59

Ackerman	Ducheny	Lempert	Prenter
Aguiar	Figueroa	Leonard	Shelley
Alby	Firestone	Machado	Strom-Martin
Alquist	Frusetta	Martinez	Sweeney
Aroner	Gallegos	Mazzoni	Takasugi
Ashburn	Goldsmith	Migden	Thomson
Baca	Granlund	Miller	Torlakson
Bordonaro	Hertzberg	Morrissey	Villaraigosa
Bowler	Honda	Murray	Vincent
Brown	House	Napolitano	Washington
Campbell	Keeley	Ortiz	Wayne
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Wright
Cunneen	Kuykendall	Perata	Mr. Speaker
Davis	Leach	Poochigian	

NOES—12

Baldwin	Brewer	McClintock	Pringle
Battin	Havice	Morrow	Thompson
Baugh	Kaloogian	Oller	Woods

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 47, and on passage of the bill: Assembly Member Scott, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 97 BY UNANIMOUS CONSENT

Assembly Member Alby was granted unanimous consent to take up Senate Bill No. 97, out of order.

SENATE BILL NO. 97 (Alpert)—An act to amend Section 1377 of the Penal Code, relating to criminal procedure.

Bill read third time, and presented by Assembly Member Alby.

Bill passed by the following vote:

AYES—74

Ackerman	Escutia	Machado	Runner
Aguiar	Figueroa	Martinez	Scott
Alby	Firestone	Mazzoni	Shelley
Alquist	Frusetta	McClintock	Strom-Martin
Aroner	Gallegos	Migden	Sweeney
Ashburn	Goldsmith	Miller	Takasugi
Baca	Granlund	Morrissey	Thompson
Baldwin	Havice	Morrow	Thomson
Battin	Hertzberg	Murray	Torlakson
Baugh	Honda	Napolitano	Villaraigosa
Bordonaro	House	Olberg	Vincent
Bowler	Kaloogian	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	
Davis	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 1227 BY UNANIMOUS CONSENT

Assembly Member Villaraigosa was granted unanimous consent to take up Senate Bill No. 1227, out of order.

SENATE BILL NO. 1227 (O'Connell)—An act relating to school facilities.

Bill read third time, and presented by Assembly Member Villaraigosa.

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, 3:55 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SENATE BILL NO. 183 BY UNANIMOUS CONSENT

Assembly Member Strom-Martin was granted unanimous consent to take up Senate Bill No. 183, out of order.

SENATE BILL NO. 183 (Thompson)—An act to amend Sections 7380 and 7381 of the Fish and Game Code, relating to fish, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Strom-Martin.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Strom-Martin moved a call of the Assembly.

Motion carried. Time, 3:58 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SENATE BILL NO. 13 BY UNANIMOUS CONSENT

Assembly Member Thomson was granted unanimous consent to take up Senate Bill No. 13, out of order.

SENATE BILL NO. 13 (Mountjoy)—An act to amend Section 6018 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and presented by Assembly Member Thomson.

Bill passed by the following vote:

AYES—73

Ackerman	Ducheny	Martinez	Scott
Aguiar	Figueroa	Mazzoni	Shelley
Alby	Firestone	McClintock	Strom-Martin
Alquist	Frusetta	Migden	Sweeney
Aroner	Gallegos	Miller	Takasugi
Ashburn	Goldsmith	Morrissey	Thompson
Baca	Granlund	Morrow	Thomson
Baldwin	Havice	Murray	Torlakson
Battin	Hertzberg	Napolitano	Villaraigosa
Baugh	Honda	Olberg	Vincent
Bordonaro	House	Oller	Washington
Bowler	Kaloogian	Ortiz	Wayne
Brewer	Knox	Pacheco	Wildman
Brown	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	
Davis	Machado	Richter	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 1277 BY UNANIMOUS CONSENT

Assembly Member Cunneen was granted unanimous consent to take up Senate Bill No. 1277, out of order.

SENATE BILL NO. 1277 (Leslie)—An act to amend Sections 1033 1063.1, and 1067.02 of the Insurance Code, relating to insurance.

Bill read third time.

Motion to Amend

Assembly Member Cunneen moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 27 BY UNANIMOUS CONSENT

Assembly Member Ashburn was granted unanimous consent to take up Senate Concurrent Resolution No. 27, out of order.

SENATE CONCURRENT RESOLUTION NO. 27 (Kopp)—Relative to residential facilities.

Resolution read.

Motion to Amend

Assembly Member Ashburn 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. 123 BY UNANIMOUS CONSENT

Assembly Member Wayne was granted unanimous consent to take up Senate Bill No. 123, out of order.

SENATE BILL NO. 123 (Peace)—An act to amend Sections 817, 861, and 1538.5 of the Penal Code, relating to criminal procedure.

Bill read third time, and presented by Assembly Member Wayne.

Bill passed by the following vote:

AYES—72

Ackerman	Ducheny	Lempert	Prenter
Aguiar	Escutia	Leonard	Pringle
Alby	Figueroa	Machado	Richter
Alquist	Firestone	Martinez	Runner
Ashburn	Frusetta	Mazzoni	Scott
Baca	Gallegos	McClintock	Shelley
Baldwin	Goldsmith	Miller	Sweeney
Battin	Granlund	Morrissey	Takasugi
Baugh	Havice	Morrow	Thompson
Bordonaro	Hertzberg	Murray	Thomson
Bowler	Honda	Napolitano	Torlakson
Brewer	House	Olberg	Villaraigosa
Brown	Kaloogian	Oller	Vincent
Campbell	Keeley	Ortiz	Washington
Cardenas	Knox	Pacheco	Wayne
Cardoza	Kuehl	Papan	Wildman
Cunneen	Kuykendall	Perata	Woods
Davis	Leach	Poochigian	Mr. Speaker

NOES—2

Migden	Wright

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 421 BY UNANIMOUS CONSENT

Assembly Member Brewer was granted unanimous consent to take up Senate Bill No. 421, out of order.

SENATE BILL NO. 421 (**Johnson**)—An act to add Sections 42238.21 and 84753 to the Education Code, relating to education, 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—66

Ackerman	Davis	Machado	Runner
Aguiar	Ducheny	Martinez	Scott
Alby	Escutia	Mazzoni	Shelley
Alquist	Figueroa	Migden	Strom-Martin
Aroner	Firestone	Miller	Takasugi
Ashburn	Frusetta	Morrissey	Thompson
Baca	Gallegos	Morrow	Thomson
Baldwin	Goldsmith	Murray	Villaraigosa
Battin	Havice	Napolitano	Vincent
Baugh	Hertzberg	Olberg	Washington
Bordonaro	House	Oller	Wayne
Bowler	Keeley	Pacheco	Wildman
Brewer	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—2

Kaloogian	McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—66

Ackerman	Davis	Machado	Runner
Aguiar	Ducheny	Martinez	Scott
Alby	Escutia	Mazzoni	Shelley
Alquist	Figueroa	Migden	Strom-Martin
Aroner	Firestone	Miller	Takasugi
Ashburn	Frusetta	Morrissey	Thompson
Baca	Gallegos	Morrow	Thomson
Baldwin	Goldsmith	Murray	Villaraigosa
Battin	Havice	Napolitano	Vincent
Baugh	Hertzberg	Olberg	Washington
Bordonaro	House	Oller	Wayne
Bowler	Keeley	Pacheco	Wildman
Brewer	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—2

Kaloogian	McClintock

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 375 BY UNANIMOUS CONSENT

Assembly Member House was granted unanimous consent to take up Senate Bill No. 375, out of order.

SENATE BILL NO. 375 (Sher)—An act to amend Sections 7273, 7285.5, and 7285.8 of, and to add Sections 7273.1 and 7285.9 to, the Revenue and Taxation Code, relating to taxation.

Bill read third time.

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. 375

Assembly Member Villaraigosa moved that the amendments offered by Assembly Member Goldsmith to Senate Bill No. 375 be laid upon the table.

Assembly Member Shelley seconded the motion.

Motion carried by the following vote:

AYES—36

Alquist	Gallegos	Migden	Thompson
Aroner	Hertzberg	Murray	Thomson
Baca	Honda	Napolitano	Torlakson
Brown	Keeley	Ortiz	Villaraigosa
Davis	Knox	Papan	Vincent
Ducheny	Kuehl	Perata	Washington
Escutia	Lempert	Shelley	Wildman
Figueroa	Martinez	Strom-Martin	Wright
Floyd	Mazzoni	Sweeney	Mr. Speaker

NOES—35

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Poochigian
Alby	Cunneen	Leonard	Prenter
Ashburn	Firestone	McClintock	Pringle
Baldwin	Frusetta	Miller	Richter
Battin	Goldsmith	Morrissey	Runner
Baugh	Granlund	Morrow	Takasugi
Bordonaro	Havice	Olberg	Woods
Bowler	Kaloogian	Oller	

Communications

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

July 22, 1997

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: During floor session on July 21, 1997, I inadvertently cast an "aye" vote for the motion to lay Assemblyman Goldsmith's amendments to SB 375 (Sher) on the table. By changing my vote I would be altering the outcome of the motion, which is prohibited under rule 106. My intentions were to support the amendments that would have statutorily recognized Prop 13's vote requirement to raise taxes.

Sincerely,

BRUCE THOMPSON, Assembly Member
Sixty-sixth District

Further Consideration of Senate Bill No. 375

Bill presented by Assembly Member House.

Bill passed by the following vote:

AYES—59

Aguiar	Davis	Lempert	Runner
Alby	Ducheny	Leonard	Scott
Alquist	Escutia	Machado	Shelley
Aroner	Figueroa	Martinez	Strom-Martin
Ashburn	Firestone	Mazzoni	Sweeney
Baca	Frusetta	McClintock	Takasugi
Baldwin	Goldsmith	Morrissey	Thomson
Battin	Hertzberg	Murray	Torlakson
Baugh	Honda	Napolitano	Villaraigosa
Bordonaro	House	Ortiz	Vincent
Bowler	Kaloogian	Pacheco	Wayne
Brown	Keeley	Papan	Wildman
Campbell	Knox	Perata	Woods
Cardoza	Kuehl	Poochigian	Mr. Speaker
Cunneen	Kuykendall	Richter	

NOES—9

Ackerman	Miller	Prenter
Havice	Morrow	Pringle
Leach	Oller	Thompson

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 375: Assembly Member Oller, from "Aye" to "No"; Assembly Member Morrissey, from "No" to "Aye".

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 112 BY UNANIMOUS CONSENT

Assembly Member Migden was granted unanimous consent to take up Senate Bill No. 112, out of order.

SENATE BILL NO. 112 (Kopp)—An act to amend Sections 9250.7 and 22710 of the Vehicle Code, relating to vehicles, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Migden.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

Ackerman	Escutia	Leonard	Pringle
Aguiar	Figueroa	Machado	Richter
Alby	Firestone	Martinez	Runner
Alquist	Floyd	Mazzoni	Scott
Aroner	Frusetta	McClintock	Shelley
Ashburn	Gallegos	Migden	Strom-Martin
Baca	Goldsmith	Miller	Sweeney
Baldwin	Granlund	Morrissey	Takasugi
Battin	Havice	Morrow	Thompson
Baugh	Hertzberg	Murray	Thomson
Bordonaro	Honda	Napolitano	Torlakson
Bowler	House	Olberg	Villaraigosa
Brewer	Kaloogian	Oller	Vincent
Brown	Keeley	Ortiz	Washington
Campbell	Knox	Pacheco	Wayne
Cardoza	Kuehl	Papan	Wildman
Cunneen	Kuykendall	Perata	Woods
Davis	Leach	Poochigian	Wright
Ducheny	Lempert	Prenter	Mr. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

Ackerman	Escutia	Leonard	Pringle
Aguiar	Figueroa	Machado	Richter
Alby	Firestone	Martinez	Runner
Alquist	Floyd	Mazzoni	Scott
Aroner	Frusetta	McClintock	Shelley
Ashburn	Gallegos	Migden	Strom-Martin
Baca	Goldsmith	Miller	Sweeney
Baldwin	Granlund	Morrissey	Takasugi
Battin	Havice	Morrow	Thompson
Baugh	Hertzberg	Murray	Thomson
Bordonaro	Honda	Napolitano	Torlakson
Bowler	House	Olberg	Villaraigosa
Brewer	Kaloogian	Oller	Vincent
Brown	Keeley	Ortiz	Washington
Campbell	Knox	Pacheco	Wayne
Cardoza	Kuehl	Papan	Wildman
Cunneen	Kuykendall	Perata	Woods
Davis	Leach	Poochigian	Wright
Ducheny	Lempert	Prenter	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 1227

At 4:13 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.

Senate Bill No. 1227 passed by the following vote:

AYES—41

Alquist	Gallegos	Migden	Torlakson
Aroner	Havice	Murray	Villaraigosa
Baca	Hertzberg	Napolitano	Vincent
Brown	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	
Figueroa	Martinez	Sweeney	
Floyd	Mazzoni	Thomson	

NOES—30

Ackerman	Brewer	McClintock	Pringle
Aguiar	Campbell	Miller	Richter
Alby	Cunneen	Morrissey	Runner
Ashburn	Firestone	Morrow	Takasugi
Baldwin	Goldsmith	Oller	Thompson
Battin	Granlund	Pacheco	Woods
Baugh	Kaloogian	Poochigian	
Bowler	Leonard	Prenter	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO SENATE BILL NO. 183

At 4:14 p.m., on motion of Assembly Member Strom-Martin, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 183 adopted by the following vote:

AYES—58

Ackerman	Figueroa	Machado	Scott
Aguiar	Firestone	Martinez	Shelley
Alquist	Floyd	Mazzoni	Strom-Martin
Aroner	Frusetta	Migden	Sweeney
Baca	Gallegos	Morrissey	Thomson
Bordonaro	Goldsmith	Morrow	Torlakson
Brown	Havice	Murray	Villaraigosa
Caldera	Hertzberg	Napolitano	Vincent
Campbell	Honda	Oller	Washington
Cardenas	Keeley	Ortiz	Wayne
Cardoza	Knox	Pacheco	Wildman
Cunneen	Kuehl	Papan	Wright
Davis	Kuykendall	Perata	Mr. Speaker
Ducheny	Leach	Prenter	
Escutia	Lempert	Richter	

NOES—16

Alby	Bowler	Kaloogian	Pringle
Baldwin	Brewer	Leonard	Runner
Battin	Granlund	McClintock	Takasugi
Baugh	House	Miller	Thompson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—58

Ackerman	Figueroa	Machado	Scott
Aguiar	Firestone	Martinez	Shelley
Alquist	Floyd	Mazzoni	Strom-Martin
Aroner	Frusetta	Migden	Sweeney
Baca	Gallegos	Morrissey	Thomson
Bordonaro	Goldsmith	Morrow	Torlakson
Brown	Havice	Murray	Villaraigosa
Caldera	Hertzberg	Napolitano	Vincent
Campbell	Honda	Oller	Washington
Cardenas	Keeley	Ortiz	Wayne
Cardoza	Knox	Pacheco	Wildman
Cunneen	Kuehl	Papan	Wright
Davis	Kuykendall	Perata	Mr. Speaker
Ducheny	Leach	Prenter	
Escutia	Lempert	Richter	

NOES—16

Alby	Bowler	Kaloogian	Pringle
Baldwin	Brewer	Leonard	Runner
Battin	Granlund	McClintock	Takasugi
Baugh	House	Miller	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 183, and on passage of the bill: Assembly Member Oller, from "No" to "Aye".

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

Resolution to Suspend Joint Rules

By Assembly Member Escutia:

Resolved, That Joint Rule 61(a)(9) be suspended to permit the Committee on Judiciary to meet, consider, and report Senate Bills Nos. 95, 119, 564, 779, 977, 1081, and 1121 for further action.

Resolution read, and adopted by the following vote:

AYES—76

Ackerman	Escutia	Leonard	Pringle
Aguiar	Figueroa	Machado	Richter
Alby	Firestone	Martinez	Runner
Alquist	Floyd	Mazzoni	Scott
Aroner	Frusetta	McClintock	Shelley
Ashburn	Gallegos	Migden	Strom-Martin
Baca	Goldsmith	Miller	Sweeney
Baldwin	Granlund	Morrissey	Takasugi
Battin	Havice	Morrow	Thompson
Baugh	Hertzberg	Murray	Thomson
Bordonaro	Honda	Napolitano	Torlakson
Bowler	House	Olberg	Villaraigosa
Brewer	Kaloogian	Oller	Vincent
Brown	Keeley	Ortiz	Washington
Campbell	Knox	Pacheco	Wayne
Cardoza	Kuehl	Papan	Wildman
Cunneen	Kuykendall	Perata	Woods
Davis	Leach	Poochigian	Wright
Ducheny	Lempert	Prenter	Mr. Speaker

NOES—None

BILLS REMOVED FROM CONSENT CALENDAR

The following bills were removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bill No. 477, on request of Assembly Member Martinez;

Senate Bill No. 605, on request of Assembly Member Poochigian.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Bills

SENATE BILL NO. 170 (Lewis)—An act to repeal and add Chapter 3 (commencing with Section 17750) of Part 3 of Division 7 of the Business and Professions Code, relating to business.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 104 (Craven)—An act to amend Section 987.65 of the Military and Veterans Code, relating to veterans.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 171 (Knight)—An act to add Section 210.5 to the Military and Veterans Code, and to amend Section 1808.4 of the Vehicle Code, relating to vehicles.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 192 (Peace)—An act to add Section 9561.5 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.)

SENATE BILL NO. 310 (Costa)—An act to amend Section 12657 of, and to add Section 12661.5 to, the Water Code, relating to water.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 481 (Dills)—An act to amend Sections 19564 and 19617.7 of the Business and Professions Code, relating to horseracing.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 563 (Brulte)—An act to amend Section 4856 of the Labor Code, relating to workers' compensation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 573 (Johnson)—An act to amend Sections 1 and 2 of Chapter 74 of, and to add Section 2.5 to, the Statutes of 1978, relating to tide and submerged lands in the City of Newport Beach.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 574 (Knight)—An act to amend Sections 980 and 987.56 of the Military and Veterans Code, relating to veterans.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 608 (Johannessen)—An act to amend Section 972.1 of the Military and Veterans Code, relating to veterans.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 618 (Watson)—An act to amend Section 1195 of the civil Code, and to amend Sections 8205, 8206, 8207, 8214.1, and 27287 of, and to add Section 8204.1 to, the Government Code, relating to notaries public.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 690 (Polanco)—An act to amend Sections 3050 and 3066 of the Vehicle Code, relating to vehicles.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 785 (Johnson)—An act to amend Sections 987.87 and 988.2 of the Military and Veterans Code, relating to veterans.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 789 (Sher)—An act to amend Section 409 of the Streets and Highways Code, relating to highways.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 815 (Leslie)—An act to amend Section 66801 of the Government Code, relating to the Tahoe Regional Planning Compact.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 846 (Mountjoy)—An act to amend Sections 987.60, 987.603, 987.78, and 987.86 of the Military and Veterans Code, relating to veterans.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 849 (Keeley)—An act to amend Sections 1260, 1270, 1271, 1331, 1345, 1351, 1704.1, and 5106 of, to add Sections 1055.4, 1332, 1333, 1334, and 1335 to, to add Article 4 (commencing with Section 1275) to Chapter 2 of Part 2 of Division 2 of, and to repeal and add Sections 1346, 1347, 1704.2, and 1704.3 of, the Water Code, relating to water.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 949 (Schiff)—An act to add Section 3205.5 to the Government Code, relating to public officials and candidates.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1118 (Monteith)—An act to add Section 14074.8 to the Government Code, relating to transportation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1137 (Kopp)—An act to amend Sections 10113.1 and 10113.2 of the Insurance Code, relating to insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1324 (Johannessen)—An act to amend Section 1012 of the Military and Veterans Code, relating to veterans.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1352 (Johannessen)—An act to amend Section 2602 of the Streets and Highways Code, relating to transportation, 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. 668 (Vasconcellos)—An act to amend Section 202 of the Welfare and Institutions Code, relating to juvenile court law.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 871 (Committee on Public Safety)—An act to amend Section 13960 of the Government Code, and to amend Sections 243.5, 836.5, 1001.15, 1001.16, 1001.90, 1465.5, and 11167 of the Penal Code, relating to crimes.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—77

Ackerman	Escutia	Machado	Runner
Aguiar	Figueroa	Martinez	Scott
Alby	Firestone	Mazzoni	Shelley
Alquist	Floyd	McClintock	Strom-Martin
Aroner	Frusetta	Migden	Sweeney
Ashburn	Gallegos	Miller	Takasugi
Baca	Goldsmith	Morrissey	Thompson
Baldwin	Granlund	Morrow	Thomson
Battin	Havice	Murray	Torlakson
Baugh	Hertzberg	Napolitano	Villaraigosa
Bordonaro	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	
Davis	Lempert	Pringle	
Ducheny	Leonard	Richter	

NOES—None

PARLIAMENTARY INQUIRY

Assembly Member Leonard arose to the following parliamentary inquiry:

How can Senate Bill No. 477, which was removed from the Consent Calendar earlier this day, be taken up for consideration?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that when a measure is removed from the Consent Calendar it is not eligible for consideration until the next legislative day.

Parliamentary Inquiry

Assembly Member Leonard arose to the following parliamentary inquiry:

When will Senate Bill No. 477 be eligible for consideration?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that in the absence of unanimous consent for a suspension of the Rules, Senate Bill No. 477 is eligible for consideration at the next Floor session which is scheduled for Thursday, July 24, 1997.

JOINT RULE 62(a) WAIVED

Assembly Member Morrow was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 95, 119, 564, 779, 1081, and 1121 for hearing in the Committee on Judiciary, on Wednesday, July 23, 1997.

RECESS

By unanimous consent, at 4:23 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 4:30 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

SESSION SCHEDULE AND OTHER ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced the following session schedule:

Tuesday, July 22 and Wednesday, July 23, Check-in Session, 7a.m.–3 p.m.;

Thursday, July 24, Floor Session, time to be announced.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 1372, Concurrence: Alby, Escutia, Lempert, and Papan—Aye.

Assembly Bill No. 197, Concurrence: Alby and Papan—Aye; Escutia and Scott—No.

Assembly Joint Resolution No. 21, Concurrence: Aguiar, Alby, Escutia, Lempert, and Papan—Aye; Baugh—No.

Senate Bill No. 443: Escutia, Frusetta, and Martinez—Aye; Lempert, Scott, and Sweeney—No.

Assembly Bill No. 637, Concurrence: Cardenas, Escutia, Havice, and Lempert—Aye.

Assembly Bill No. 78, Concurrence: Alquist, Cardenas, Escutia, and Lempert—Aye.

Assembly Bill No. 143, Concurrence: Lempert and Richter—Aye.

Assembly Bill No. 303, Concurrence: Cardenas, Knox, Lempert, and Richter—Aye.

Assembly Bill No. 334, Concurrence: Brewer, Lempert, and Richter—Aye.

Assembly Bill No. 339, Urgency and Concurrence: Alquist, Lempert, and Richter—Aye.

Assembly Bill No. 655, Concurrence: Alquist, Lempert, and Richter—Aye.

Assembly Bill No. 1025, Concurrence: Alquist, Brewer, Lempert, and Richter—Aye.

Assembly Bill No. 1363 and Urgency: Aroner, Davis, Escutia, Lempert, and Richter—Aye; Shelley—No.

Senate Bill No. 292 and Urgency: Aguiar, Lempert, and Richter—Aye.

Senate Bill No. 47 and Urgency: Baugh—No.

Senate Bill No. 97: Escutia—Aye.

Senate Bill No. 13: Baldwin and Cardoza—Aye.

Senate Bill No. 123: Baugh and Murray—Aye.

Senate Bill No. 421 and Urgency: Baugh and Murray—Aye.

Senate Bill No. 375, Motion to Table Goldsmith Amendments: Havice—No.

Senate Bill No. 375: Prenter—No.

Senate Bill No. 1227: Prenter—No.

Senate Bill No. 183 and Urgency: Leach and Richter—Aye.

MOTION TO ADJOURN

At 4:30 p.m., Assembly Member Martinez moved that the Assembly do now adjourn.

Assembly Member Washington seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 4:30 p.m., Speaker pro Tempore Kuehl 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. 26—Torlakson and Scott (Principal coauthors: Cardoza, Thomson, Bowen, Keeley, Lempert, Strom-Martin, and Wayne). A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending subdivision (c) of Section 8 of, and by amending Section 12 of, Article IV thereof, relating to the state budget.

MESSAGES FROM THE GOVERNOR

The following veto message from the Governor was received and ordered printed in the Journal and the bill ordered to the unfinished business file:

Veto Message—Assembly Bill No. 1410

Governor's Office, Sacramento
July 21, 1997

To the Members of the California Assembly:

I am returning Assembly Bill No. 1410 without my signature.

This bill would extend to county boards of supervisors, in counties with a population of 500,000 or more, authority to require registration and inspection of fresh fruit and vegetable wholesalers.

Current law authorizes the Board of Supervisors in Los Angeles County to require registration of wholesalers of fresh fruit and vegetables and provides for a fee to be assessed for inspection activities at the county level. AB 1410 would double the maximum allowable fee and would decrease the county population criteria, resulting in any wholesale market in a county of more than 500,000 persons being subject to fees and inspections. In addition, this bill would eliminate all criteria as to what portion of the inspection costs can be charged in fees.

Sufficient justification is lacking as to the benefits realized from the imposition of new fees and enforcement activities which would be put into place as a result of the passage of this legislation.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 21st day of July 1997, at 4:30 p.m., of Assembly Bill No. 1410, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Karen Morgan.

MELISSA SWART-WEIKEL
Acting Chief Clerk

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 21, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 47	Assembly Bill No. 685
Assembly Bill No. 133	Assembly Bill No. 708
Assembly Bill No. 240	Assembly Bill No. 951
~~Assembly Bill No. 259~~	Assembly Bill No. 958
Assembly Bill No. 311	Assembly Bill No. 1167
Assembly Bill No. 364	Assembly Bill No. 1257
Assembly Bill No. 433	Assembly Bill No. 1258
Assembly Bill No. 464	Assembly Bill No. 1319
Assembly Bill No. 683	Assembly Bill No. 1354

And reports the same correctly enrolled, and presented to the Governor at 4 p.m., July 21, 1997.

E. DOTSON WILSON, Chief Clerk

(NOTE: On August 4, 1997, the action was rescinded whereby Assembly Bill No. 259 was reported correctly enrolled and presented to the Governor. See page 3482.)

AUTHOR'S AMENDMENTS

Committee on Judiciary

July 21, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 564

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 564—An act to amend Sections 3021 and 6323 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.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 566

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SWEENEY, Chairman

Above bill ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: July 1, 1997

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 463

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MACHADO, Chairman

Above bill ordered to second reading.

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 1006
Senate Bill No. 1068

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MACHADO, Chairman

Above bills ordered to second reading.

Committee on Appropriations

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 839

With the recommendation: Do pass, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 269
Senate Bill No. 416
Senate Bill No. 593
Senate Bill No. 997

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 941
Senate Bill No. 1037

With amendments with the recommendation: Amend, and do pass, as amended.

ESCUTIA, Chairwoman

Above bills ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, July 21, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Joint Resolution No. 26

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE JOINT RESOLUTION NO. 26—Relative to Aircraft Repair Station Safety Act of 1997.

INTRODUCTION OF GUESTS

Assembly Member Pacheco, of the 64th Assembly District, introduced Isidro Juarez, of La Puente.

Assembly Member McClintock, of the 38th Assembly District, introduced Celeste and Ted Grieg, of Chatsworth.

Assembly Members Napolitano and Richter introduced the following guests from Romania sponsored by the Sacramento Council for International Visitors: Mr. Cristian-Sorin Dumitrescu, Vice President of the Senate, Spokesman for the Union of Democratic Socialists; Mr. Ioan Muresan, Member of the Chamber of Deputies, National Peasant Party—Christian Democrats; and Mr. Ovidiu Sincai, Member of the Chamber of Deputies, Social Democratic Party. The guests were accompanied by Escort Officer, Ms. Marybeth Braun.

ADJOURNMENT

At 4:30 p.m., pursuant to the motion by Assembly Member Martinez, the Assembly adjourned until 7 a.m., Tuesday, July 22, 1997, out of respect to the memory of John L. Watson, on motion of Assembly Member Thomson; out of respect to the memory of Joseph Barnes, Sr., on motion of Assembly Member Migden; out of respect to the memory of Maureen deBonnet, on motion of Assembly Member Ashburn; and out of respect to the memory of Cheryl Ann Fisher, on motion of Assembly Member Ortiz.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 21, 1997

The following measures were amended in the Assembly on this day:

SB	RN
6	9718890
8	9719097
65	9719122
73	9719104
80	9719128
124	9719158
196	9718924
238	9718455
253	9718960
259	9719193
294	9718027
320	9718927
357	9718807
389	9718285
408	9718848
548	9718576
564	9719131
682	9718583
713	9718965
779	9719118
850	9718710
883	9719139
908	9719108
945	9718973
972	9718646
973	9719103
1009	9718917
1042	9719078
1060	9718966
1110	9719005
1123	9719171
1196	9718584
1198	9718753
1238	9718811
1277	9719291

SCR	RN
27	9719121
42	9718664

Daily Total: 37
Cumulative Total: 2839

Amendments were considered by the Assembly, but not adopted, to the following measure:

Senate Bill

375 * (Goldsmith amendments, laid upon the table)

(NOTE: * Refers to amendments received in non-Legislative Counsel form.)

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, July 22, 1997

ONE HUNDRED TWELFTH SESSION DAY

TWO HUNDRED THIRTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, July 22, 1997

The Assembly met at 7 a.m.
Hon. Bernie Richter, Assembly Member, 3rd District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Parker reading.

ROLL CALL

The following were placed upon the morning roll call—69:

Ackerman	Firestone	Machado	Runner
Aguiar	Floyd	Margett	Scott
Alby	Frusetta	Martinez	Shelley
Alquist	Gallegos	Mazzoni	Strom-Martin
Ashburn	Goldsmith	McClintock	Sweeney
Baca	Granlund	Migden	Thompson
Baldwin	Havice	Morrissey	Thomson
Battin	Hertzberg	Murray	Torlakson
Baugh	Honda	Napolitano	Vincent
Bordonaro	House	Olberg	Washington
Bowler	Kaloogian	Oller	Wayne
Brewer	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Wright
Davis	Kuykendall	Perata	Mr. Speaker
Ducheny	Leach	Poochigian	
Escutia	Lempert	Pringle	
Figueroa	Leonard	Richter	

Quorum present.

At 1:35 p.m., Hon. Rod Pacheco, 64th 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 Aroner, Brown, Caldera, Cardoza, Cunneen,* Miller, Morrow, Prenter, and Villaraigosa.*

(NOTE: *Per diem waived during period of 1997 Budget delay. See Assembly Journal, (Cardoza, page 3344; Cunneen, page 3267.)

On personal business, and waiving per diem: Assembly Member Takasugi.

Because of illness: Assembly Member Bowen.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 21, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I am requesting to be excused on Tuesday, July 22, 1997 to attend district business.

Thank you for your consideration.

Sincerely,

DION S. ARONER, Assembly Member
Fourteenth District

July 22, 1997

The Honorable Cruz Bustamante
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I am writing to respectfully request that I be excused from Session Tuesday, July 22 for legislative business. I will be attending the opening of the Sonoma County Fair.

Should you have any questions concerning the above, please call my Chief of Staff, John Latimer, at 445-8492.

Sincerely,

VALERIE K. BROWN, Assembly Member
Seventh District

July 22, 1997

Hon. Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This letter is to request that I be excused from check-in session on Tuesday, July 22, 1997, due to legislative business in my district.

Thank you for your attention to this matter.

Sincerely,

LOUIS CALDERA, Assembly Member
Forty-sixth District

July 22, 1997

The Honorable Speaker Cruz Bustamante
California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I am requesting to be excused from the check-in for July 22, 1997, I will be attending to legislative duties in my district. I would like to also be excused from check-in on July 23, 1997, due to the UC 10th Campus Hearing that we are having in Merced.

Thank you for your consideration to this request.

Sincerely,

DENNIS CARDOZA, Assembly Member
Twenty-sixth District

July 21, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Session tomorrow, Tuesday, July 22, due to Legislative Business in my district.

Thank you for your consideration of this request.

Sincerely,

JIM CUNNEEN, Assembly Member
Twenty-fourth District

July 21, 1997

The Honorable Cruz Bustamante
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: Please excuse me from check-in session on Tuesday, July 22 and Wednesday, July 23, 1997. I will be in my district on legislative business.

Thank you for your attention to this matter. Please do not hesitate to contact my office if you have any questions.

Sincerely,

GARY G. MILLER, Assembly Member
Sixtieth District

July 22, 1997

The Honorable Cruz Bustamante
Speaker of the House
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker,

Please excuse my absence from session on July 22, 1997, I was away from the Capitol on legislative business.

Thank you.

Sincerely,

BILL MORROW, Assembly Member
Seventy-third District

July 21, 1997

Speaker Bustamante
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I respectfully request to be excused from Check-in Session on Tuesday, July 22, 1997. I have legislative business in my district.

I appreciate your attention to this request. Please contact me or my staff at 445-7558 with any questions.

Sincerely,

ROBERT PRENTER, Assembly Member
Thirtieth District

July 21, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I respectfully request permission to be excused from Check-in Session on Tuesday, July 22, 1997 and Wednesday, July 23, 1997, as I will be in my district on legislative business.

Thank you for your consideration of this request.

Sincerely,

ANTONIO R. VILLARAIGOSA, Assembly Member
Forty-fifth District

COMMUNICATIONS

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

July 18, 1997

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that I am waiving per diem upon adjournment today through August 17, 1997.

The period reflects summer recess of the Legislature. I do not believe that I should receive additional per diem because of delays in passing the budget.

Sincerely,

JACK SCOTT, Assembly Member
Forty-fourth District

July 21, 1997

Mr. E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: I am writing to convey my decision not to accept any per diem paychecks after July 21 through August 17.

As you know the Assembly has been scheduled to adjourn during this period for the Summer Recess but will remain in session until the State budget is resolved. It is disappointing that the legislature has again failed to pass a budget by the constitutional deadline. I cannot in good conscience, accept per diem during the period the Assembly was scheduled to be in recess.

Accordingly, I request your assistance in arranging for my per diem to be waived during this period.

Sincerely,

DENNIS CARDOZA, Assembly Member
Twenty-sixth District

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, July 22, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61 (a) (9) as it relates to Senate Bills Nos. 319 and 570.

LIZ FIGUEROA

Above request ordered transmitted to the Committee on Rules.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 22, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 90

And reports the same correctly enrolled, and presented to the Governor at 11:15 a.m., July 22, 1997.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 22, 1997

Mr. Speaker: Pursuant to your instruction, the Chief Clerk has examined:

Assembly Joint Resolution No. 16

And reports the same correctly enrolled, and presented to the Secretary of State on the 22nd day of July, 1997, at 11:30 a.m.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 22, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 95

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 95—An act to amend Sections 11124.1, 11125, 11125.1, 11125.2, 11125.5, 11125.7, 11126, 11126.3, 11129, 11130, 11130.3, 11130.7, and 11131 of, and to add Sections 11121.95, 11125.4, 11125.8, 11128.5, and 11131.5 to, the Government Code, relating to open meetings.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 22, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 363
Senate Bill No. 480
Senate Bill No. 500
Senate Bill No. 601

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 363—An act to amend Sections 81007.5, 82015, 82025, 85200, and 85201 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.

SENATE BILL NO. 480—An act to amend Sections 6, 10, and 10.2 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to water.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 500—An act to add Chapter 1.3 (commencing with Section 12125) to Title 2 of Part 4 of the Penal Code, relating to firearms, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 601—An act to amend Sections 19171, 19175, 19570, 19574, 19815.41, 19832, 19997, 19997.2, 19997.3, 19997.8, 19997.11, 19997.13, and 19997.14 of, to add Sections 19574.3 and 19997.16 to, and to repeal and add Section 19576 of, the Government Code, relating to state civil service.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Environmental Safety and Toxic Materials

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 657
Senate Bill No. 659
Senate Bill No. 1135

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

WAYNE, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 393
Senate Bill No. 527
Senate Bill No. 719
Senate Bill No. 1052
Senate Bill No. 1062
Senate Bill No. 1129

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

GALLEGOS, Chairman

Above bills ordered to second reading.

Committee on Transportation

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 45
Senate Bill No. 172
Senate Bill No. 236

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MURRAY, Chairman

Above bills ordered to second reading.

Committee on Local Government

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 348

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

SWEENEY, Chairman

Above bill ordered to second reading.

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 782

With amendments with the recommendation: Amend, and do pass, as amended.

SWEENEY, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 483
Senate Bill No. 818
Senate Bill No. 1195

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bills ordered to second reading.

Committee on Banking and Finance

Date of Hearing: July 7, 1997

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 1291

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

PAPAN, Chairman

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE
SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 73, 548, 682, 1196, 80, 850, 908, 973, and **196,** ordered to third reading;

Senate Bills Nos. 357 and **883,** ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1081—An act to add Chapter 3 (commencing with Section 850) to Title 3 of Part 2 of Division 2 of the Civil Code, relating to hazardous materials.

Bill read second time; 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 Judiciary.

SENATE BILL NO. 365—An act to amend Section 12753 of the Food and Agricultural Code, relating to pesticides.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 445—An act to add Sections 12803 and 12804 to the Food and Agricultural Code, relating to agriculture.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 603—An act to amend Sections 12824 and 12825 of, and to add Section 12824.5 to, the Food and Agricultural Code, relating to pesticides.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1116—An act to amend Sections 6258 and 6258.1 of, to add Sections 6258.2 and 6258.3 to, to add Chapter 9.7 (commencing with Section 6259) to Title 7 of Part 3 of, and to repeal Sections 6260, 6261, 6262, 6263, 6264, 6265, and 6266 of, the Penal Code, relating to corrections.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1346—An act to amend Sections 101, 485, 486, 489, 810, 2499.5, 2530.2, 2530.5, 2530.6, 2531, 2531.05, 2531.1, 2531.2, 2531.3, 2531.4, 2531.6, 2531.7, 2531.8, 2531.9, 2531.95, 2532.1, 2532.2, 2532.4, 2533.4, 2534, 2534.1, 2534.2, 2535, 2535.2, 2535.4, 2536, 2539, 2760.1, 2902, 2928, 2929, 2933, 2940, 2941, 2948, 2971, 2980, 2984, 3325, 3328, 3362, 3401, 5029, 5107, 7330, 7335, 7337, 7340, 7404, 7414, 7415, 7417, 7423, and 7860 of, to add Sections 144 and 2531.75 to, to repeal and add Section 2531.5 of, and to repeal Sections 6529, 6548, 6560, 6625, 6630, 6632, 6633, 6634, 6635, 6635.2, 6636, 7302, 7311, 7312, 7314, 7314.1, 7314.2, 7320, 7322, 7373, 7384, 7390, 7391, 7392, 7393, 7394, 7395, 7412, 7420, 7427, 7431, 7436, 7437, 7437.3, and 7444 of, the Business and Professions Code, and to amend Section 13401.5 of the Corporations Code, relating to professions and vocations.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 151—An act to amend Section 1484 of, and to add Sections 1193.5 and 1473.5 to, the Penal Code, relating to habeas corpus.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 653—An act to amend Section 1759 of, to add Sections 1766.1 and 1766.2 to, to repeal Section 1757.1 of, and to repeal and add Sections 1756 and 1757 of, the Public Utilities Code, relating to the Public Utilities Commission.

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. 544—An act to amend Section 2025 of, and to add Section 2025.5 to, the Code of Civil Procedure, relating to civil procedure.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 974—An act to amend Sections 17032.3, 17060, 17062, and 17063 of the Education Code, relating to school facilities.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1031—An act to add Article 3.6 (commencing with Section 35746) to, and to add and repeal Article 3.5 (commencing with Section 35745) of, Chapter 4 of, Part 21 of the Education Code, relating to education.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 230—An act to amend Section 41712 of the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 318—An act to amend Section 41865 of, and to add Chapter 4.5 (commencing with Section 39750) to Part 2 of Division 26 of, the Health and Safety Code, relating to air pollution, and making an appropriation therefor.

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. 675—An act to amend, repeal, and add Section 41705 of the Health and Safety Code, and to amend and repeal Section 43209.1 of the Public Resources Code, relating to air pollution, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1048—An act to amend Section 31006 of, and to add Chapter 4.5 (commencing with Section 31160) to Division 21, of the Public Resources Code, relating to coastal resources.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1306—An act to repeal, add, and repeal Chapter 6 (commencing with Section 39900) of Part 2 of Division 26 of the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1330—An act to amend Sections 42847, 42889, and 48653 of, and to add Chapter 2.5 (commencing with Section 48100) to Part 7 of Division 30 of, the Public Resources Code, relating to solid waste.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 571—An act to amend Section 106985 of the Health and Safety Code, relating to radiologic technology.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1299—An act to amend Section 14087.961 of the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 317—An act to add Section 1373.21 to the Health and Safety Code, relating to health care service plans.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 402—An act to add Part 4.5 (commencing with Section 124960) to Division 106 of the Health and Safety Code, relating to health.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 560—An act to add Part 14.5 (commencing with Section 33001) to Division 2 of the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 586—An act to add Chapter 4 (commencing with Section 4098) to Part 1 of Division 4 of the Welfare and Institutions Code, relating to mental health.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 617—An act to amend Section 16946 of the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1036—An act to amend Section 14154.15 of, and to add Section 14005.30 to, the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1099—An act to add Section 14085.54 to the Welfare and Institutions Code, relating to human services.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1125—An act to amend Sections 127750 and 128760 of the Health and Safety Code, relating to health.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1257—An act to add and repeal Section 1399.2 of the Health and Safety Code, relating to health coverage.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 487—An act to amend Sections 50880, 50881, 50881.5, 50882, 50887, 50888.3, 50888.5, 50888.7, 50889.5, 50890, 50893.5, 50893.7, and 50895 of, and to repeal Section 50884 of, the Health and Safety Code, relating to housing.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 492—An act to add Section 27 to the Business and Professions Code, and to add Section 11018.5 to the Government Code, relating to state government.

Bill read second time; amendments proposed by the Committee on Televising the Assembly and Information Technology read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 566—An act to add Chapter 10 (commencing with Section 30400) to Division 3 of Title 3 of the Government Code, relating to local government.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 463—An act to amend Sections 8306.2 and 12009 of, and to add Article 8 (commencing with Section 7400) to Chapter 2 of Part 2 of Division 6 of, the Fish and Game Code, relating to fish, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1006—An act to add and repeal Sections 10915, 10916, 10917, and 10918 of the Fish and Game Code, relating to marine refuges, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1068—An act to add Sections 8709.2, 8709.3, 8709.4, 8709.6, 8709.8, 8709.10, 8709.12, 8709.14, 8709.16, 8709.18, 8709.20, 8709.22, 8709.24, 8709.26, 8709.27, 8709.28, 8709.30, 8709.32, 8709.34, 8709.36, and 8709.38 to the Water Code, relating to water, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 839—An act to amend Section 35700.5 of the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to placed upon the Consent Calendar.

SENATE BILL NO. 269—An act to add Section 2124 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.

SENATE BILL NO. 416—An act to add Section 124.1 to the Streets and Highways Code, relating to highways.

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. 593—An act to amend Sections 1357, 1357.03, 1357.06, 1357.16, 1357.50, and 1357.51 of, to add Section 1357.52 to, and to add Article 10.5 (commencing with Section 1399.801) to Chapter 2.2 of Division 2 of, the Health and Safety Code, and to amend Sections 742.40, 10198.6, 10198.7, 10700, 10705, 10706, 10708, 10718.55, and 10841 of, to add Sections 10198.9 and 10844 to, and to add Chapter 9.5 (commencing with Section 10900) to Part 2 of Division 2 of, the Insurance Code, relating to health care coverage.

Bill read 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. 997—An act to add and repeal Article 6.5 (commencing with Section 12414) to Chapter 1 of Part 6 of Division 2 of the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

Bill read 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. 941—An act to add Article 2.5. (commencing with Section 1231) to Chapter 2 of Division 10 of the Evidence Code, relating to evidence.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1037—An act to add Section 3105 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.

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. 106, on request of Assembly Member Ducheny.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Select Committee on Coastal Protection, Wednesday, September 17, 1997, at 9:30 a.m., at the Port of San Diego.

MESSAGES FROM THE SENATE

Senate Chamber, July 22, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Greene, Brulte and O'Connell as a Committee on Conference concerning:

Assembly Bill No. 234.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 22, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Greene, Brulte and O'Connell as a Committee on Conference concerning:

Assembly Bill No. 755.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, July 23, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 22, 1997

The following measures were amended in the Assembly on this day:

SB	RN
95	9719325
151	9718798
230	9718701
269	9718876
317	9719115
318	9718780
363	9719026
365	9718898
402	9719120
416	9718891
445	9718888
463	9711032
480	9718998
487	9719019
492	9718881
500	9718654
544	9718975
560	9718896
566	9719288
571	9719031
586	9719091
593	9718958
601	9718952
603	9719004
617	9718911
653	9719018
675	9718582
839	9718882
941	9719015
974	9719181
997	9718883
1006	9719166
1031	9719028
1036	9718925
1037	9719285
1048	9718438
1068	9719216
1081	9718906
1099	9718918
1116	9718926
1125	9719189
1257	9719030
1299	9718910
1306	9719164
1330	9718686
1346	9719114

Daily Total: 46
Cumulative Total: 2885

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, July 23, 1997

ONE HUNDRED THIRTEENTH SESSION DAY

TWO HUNDRED THIRTY-FOURTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, July 23, 1997

The Assembly met at 7 a.m.
Hon. Valerie Brown, Assembly Member, 7th 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—64:

Ackerman	Cardenas	Kuykendall	Pacheco
Aguiar	Ducheny	Leach	Papan
Alby	Escutia	Leonard	Poochigian
Alquist	Figueroa	Machado	Pringle
Aroner	Firestone	Margett	Richter
Ashburn	Floyd	Martinez	Runner
Baca	Frusetta	Mazzoni	Shelley
Baldwin	Goldsmith	McClintock	Sweeney
Battin	Granlund	Migden	Thompson
Baugh	Havice	Morrissey	Thomson
Bordonaro	Hertzberg	Morrow	Vincent
Bowen	Honda	Murray	Washington
Bowler	House	Napolitano	Wayne
Brewer	Kaloogian	Olberg	Woods
Brown	Knox	Oller	Wright
Campbell	Kuehl	Ortiz	Mr. Speaker

Quorum present.

At 11:55 a.m., Hon. Tony Cardenas, 39th 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, *Cardoza, *Cunneen, Davis, Gallegos, Keeley, Miller, Prenter, *Scott, Strom-Martin, *Torlakson, Villaraigosa, and Wildman.*

(NOTE: *Per diem waived during period of 1997 Budget delay. See Assembly Journal: Cardoza, page 3344; Cunneen, page 3267; Scott, page 3344; Torlakson, page 3266.)

On personal business, and waiving per diem: Assembly Member Takasugi.

Because of illness: Assembly Member Lempert.

Because of illness in his family: Assembly Member Perata.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 23, 1997

Hon. Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This letter is to request that I be excused from check-in and session for July 23 and 24, 1997, due to legislative business in my district office.

Thank you for your attention to this matter.

Sincerely,

LOUIS CALDERA, Assembly Member
Forty-sixth District

July 22, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Check-in Session tomorrow, Wednesday, July 23, due to Legislative Business in my district.

Thank you for your consideration of this request.

Sincerely,

JIM CUNNEEN, Assembly Member
Twenty-fourth District

July 22, 1997

The Honorable Cruz Bustamante, Speaker
California Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: The purpose of this letter is to request absence from Check-in Session on Wednesday, July 23, 1997. I will be in my district on legislative business.

Thank you for your consideration of this request.

Sincerely,

SUSAN A. DAVIS, Assembly Member
Seventy-sixth District

July 22, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol
Sacramento, California

Dear Mr. Speaker: This letter is to request to be excused from check-in session on Wednesday, July 23, 1997. I will be in my district on legislative business. I will return on Thursday morning in time for our scheduled 9:00 a.m. floor session.

Thank you for your consideration.

Sincerely,

MARTIN GALLEGOS, Assembly Member
Fifty-seventh District

July 22, 1997

Hon. Cruz Bustamante
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from the Assembly Judiciary Committee hearing on Wednesday, July 23, 1997 and check-in session. I will be in my district on legislative business, and would like to request to have a substitute sit in for me on that day in Committee.

Thank you for your consideration of this request.

Sincerely,

FRED KEELEY, Assembly Member
Twenty-seventh District

July 22, 1997

Speaker Bustamante
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I respectfully request to be excused from Check-in Session on Wednesday, July 23, 1997. I have legislative business in my district.

I appreciate your attention to this request. Please contact me or my staff at 445-7558 with any questions.

Sincerely,

ROBERT PRENTER, Assembly Member
Thirtieth District

July 22, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol—Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from check-in Session on Wednesday, July 23, on legislative business in my district.

Thank you for your consideration of this matter.

Sincerely,

JACK SCOTT, Assembly Member
Forty-fourth District

July 21, 1997

The Honorable Cruz Bustamante
Speaker of the California State Assembly
State Capitol
Sacramento, California

Dear Speaker Bustamante: Please excuse me from Assembly Check In Session for Wednesday, July 23, 1997 due to legislative business. I have a mobile District Office scheduled in Lakeport that has been rescheduled for the third time, a meeting with Lakeport City Council, and a meeting with the business community. I would need to leave Sacramento at 6:30 a.m. on Wednesday, so if possible I would like to have a response by Tuesday, July 22, 1997.

Thank you for your attention to this request.

Sincerely,

VIRGINIA STROM-MARTIN, Assembly Member
First District

July 22, 1997

The Honorable Cruz Bustamante
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: Please excuse me from session on Wednesday, July 23, 1997. I will be in my district on legislative business.

Thank you for your attention to this matter. Please do not hesitate to contact my office if you have any questions.

Sincerely,

TOM TORLAKSON, Assembly Member
Eleventh District

July 23, 1997

Hon. Cruz Bustamante
Speaker of the Assembly
State Capitol, Room #219
Sacramento, California

Dear Mr. Speaker: I am writing to request that I be excused from check-in session today, Wednesday, July 23rd, as I am away on legislative business.

Should you have any questions regarding this request, please do not hesitate to contact me.

Sincerely,

SCOTT WILDMAN, Assembly Member
Forty-third District

(NOTE: For letters explaining the absences of Assembly Members Cardoza, Miller, and Villaraigosa on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for July 22, 1997.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 23, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Mike Honda to replace Assemblymember Don Perata on the Assembly Appropriations Committee for today, July 23, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 23, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Liz Figueroa to replace Assemblymember Antonio Villaraigosa on the Assembly Appropriations Committee for today, July 23, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 23, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Howard Wayne to the Assembly Judiciary Committee to replace Assemblymember Fred Keeley for today, July 23, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 22, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 121
Assembly Bill No. 198
Assembly Bill No. 223
Assembly Bill No. 268
Assembly Bill No. 345
Assembly Bill No. 348
Assembly Bill No. 350
~~Assembly Bill No. 412~~
Assembly Bill No. 517
Assembly Bill No. 543
Assembly Bill No. 606
Assembly Bill No. 649
Assembly Bill No. 725
Assembly Bill No. 752
Assembly Bill No. 782
Assembly Bill No. 806
Assembly Bill No. 938
Assembly Bill No. 1294
Assembly Bill No. 1598

And reports the same correctly enrolled, and presented to the Governor at 3:45 p.m., July 22, 1997.

E. DOTSON WILSON, Chief Clerk

(NOTE: On August 4, 1997, the action was rescinded whereby Assembly Bill No. 412 was reported correctly enrolled and presented to the Governor. See page 3483.)

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 23, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 522
Senate Bill No. 776
Senate Bill No. 1095
Senate Bill No. 1270

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 522—An act to add section 124305 to the Health and Safety Code, relating to pregnancy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 776—An act to add Section 14661 to the Government Code, relating to state 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.

SENATE BILL NO. 1095—An act to amend Section 42238.18 of, and to add Part 26.95 (commencing with Section 47750) to, the Education Code, relating to pupils, and declaring the urgency thereof, to take effect immediately.

Bill read 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. 1270—An act to add Section 8169.5 to the Government Code, relating to state property.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Public Safety

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 931

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above bill ordered to second reading.

Committee on Banking and Finance

Date of Hearing: July 17, 1997

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 795

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

PAPAN, Chairman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: July 23, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 119

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

ESCUTIA, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 23, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 95

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

ESCUTIA, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Water, Parks and Wildlife

Date of Hearing: July 15, 1997

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 79

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

MACHADO, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: July 23, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 145
Senate Bill No. 184
Senate Bill No. 190
Senate Bill No. 202
Senate Bill No. 243
Senate Bill No. 252
Senate Bill No. 263
Senate Bill No. 418
Senate Bill No. 447
Senate Bill No. 515
Senate Bill No. 680
Senate Bill No. 688
Senate Bill No. 1072

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 23, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 113
Senate Bill No. 156
Senate Bill No. 482
Senate Bill No. 486
Senate Bill No. 708
Senate Bill No. 1057
Senate Bill No. 1063
Senate Bill No. 1204

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.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 23, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 193
Senate Bill No. 461

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 23, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 335
Senate Bill No. 380
Senate Bill No. 465

With the recommendation: Do pass, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 23, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1418

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1271

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE
SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 151, 544, 571, 1299, 269, 416, 593, 997, 941, and **1037** ordered to third reading;

(NOTE: Later this day Senate Bill No. 1037 was re-referred to the Committee on Appropriations.)

Senate Bill No. 839, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 657—An act to amend Sections 25501, 25501.4, 25503.3, and 25505 of the Health and Safety Code, relating to hazardous materials.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 659—An act to amend Section 25404.3 of the Health and Safety Code, relating to hazardous waste and materials.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1135—An act to amend Section 25201.13 of the Health and Safety Code, relating to hazardous waste.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 393—An act to amend Section 1393.6 of, and to add Article 3.12 (commencing with Section 1357.22) to Chapter 2.2 of Division 2 of, the Health and Safety Code, and to add Chapter 8.5 (commencing with Section 10775) to Part 2 of Division 2 of the Insurance Code, relating to health care coverage.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 527—An act to add Sections 10232.9, 10232.93, and 10232.96 to the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 719—An act to add Article 3.5 (commencing with Section 1359) to Chapter 2.2 of Division 2 of the Health and Safety Code, to add Article 1.7 (commencing with Section 10128.50) to Chapter 1 of Part 2 of Division 2 of the Insurance Code, relating to health coverage.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1052—An act to amend Sections 10232.1, 10234.93, and 10237.1 of, to amend and renumber Section 10232.8 of, to add Sections 10232.2, 10232.8, 10232.95, 10234.86, 10234.87, 10235.9, 10235.30, 10235.40, 10235.50, 10235.51, 10235.52, 10235.90, 10237.4, and 10237.5 to, and to repeal and add Section 10234.95 of, the Insurance Code, relating to health insurance.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1062—An act to add Section 1374.17 to the Health and Safety Code, relating to health care service plans.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1129—An act to amend Section 1363 of, and to add Section 1373.96 to, the Health and Safety Code, relating to health coverage.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 45—An act to amend Sections 14523, 14524, 14525, 14526, 14527, 14530.1, 14531, 14536, 65081.1, 65082, 65083, and 65086 of, to add Sections 14529.1, 14529.8, 14529.12, and 14529.13 to, to repeal and add Sections 14520.3, 14529, and 65080 of, and to repeal Sections 14524.5, 14529.01, 14529.2, 14529.6, 14530.5, 14555, 65071, 65081, and 65086.4 of, the Government Code, to amend Sections 99310, 99312, and 99315 of, and to repeal Sections 99315.5, 99315.6, 99318, and 99318.2 of, the Public Utilities Code, and to amend Sections 164.3, 167, 188, and 188.8 of, to add Sections 164.6 and 188.10 to, to repeal and add Sections 163, 164, 182.5, and 190 of, to repeal Sections 163, 164.2, 164.4, 164.35, 164.50, 164.51, 164.52, 164.55, 164.57, 168, 182.4, 182.8, 188.9, 199, 199.1, 199.2, 199.3, 199.4, 199.6, 199.7, 199.8, 199.9, 199.10, and 199.11 of, and to repeal Chapter 16 (commencing with Section 2600) of Division 3 of, the Streets and Highways Code, relating to transportation.

Bill read second time; 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. 172—An act to amend Sections 513, 514, 518, 522, 523, 524, and 525 of, and to add Sections 526 and 527 to, the Harbors and Navigation Code, relating to vessels, and making an appropriation therefor.

Bill read second time; 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. 236—An act to amend Section 21655.5 of the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 348—An act to amend Section 11019.5 of the Government Code, relating to state government.

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. 782—An act to add Sections 6523.6 and 6523.7 to the Government Code, relating to public health.

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. 483—An act to add Chapter 1.5 (commencing with Section 1950) to Division 2.5 of the Welfare and Institutions Code, relating to juvenile justice.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 818—An act to amend Sections 2933 and 3057 of, and to add Chapter 4.9 (commencing with Section 1175) to Title 7 of Part 2 of, the Penal Code, relating to prisons.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1195—An act to amend Sections 656.2 and 707 of the Welfare and Institutions Code, relating to minors.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1291—An act to amend Sections 1799.90, 1799.91, 2985.7, 2986.3, 2986.4, 2986.13, and 2989.2 of, to add Section 2987 to, to repeal Section 2986.2 of, and to repeal and add Sections 2985.71 and 2985.8 of, the Civil Code, relating to motor vehicle leases.

Bill read second time; amendments proposed by the Committee on Banking and Finance read and adopted, bill ordered reprinted and to be re 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 Joint Rule 10.5, the following bill was ordered re-referred to the Committee on Appropriations:

Senate Bill No. 1037.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as Committees on Conference concerning:

Assembly Bill No. 755: Villaraigosa, Leonard, and Mazzoni;

Assembly Bill No. 234: Villaraigosa, Leonard, and Mazzoni.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 23, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 59

And reports the same correctly enrolled, and presented to the Secretary of State on the 23rd day of July, 1997, at 2:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 23, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 100	Assembly Bill No. 339
Assembly Bill No. 197	Assembly Bill No. 525
Assembly Bill No. 303	Assembly Bill No. 637
Assembly Bill No. 334	Assembly Bill No. 811

And reports the same correctly enrolled, and presented to the Governor at 3 p.m., July 23, 1997.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9 a.m., Thursday, July 24, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 23, 1997

The following measures were amended in the Assembly on this day:

SB	RN
45	9718810
172	9719447
236	9719175
348	9719345
393	9719430
483	9718903
522	9719440
527	9719130
657	9719238
659	9719259
719	9719397
776	9719344
782	9719431
818	9719444
1052	9719129
1062	9719443
1095	9719269
1129	9719427
1135	9719202
1195	9719071
1270	9719116
1291	9719474
Daily Total:	**22**
Cumulative Total:	**2907**

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 24, 1997

ONE HUNDRED FOURTEENTH SESSION DAY

TWO HUNDRED THIRTY-FIFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

Corrected 7-25-97

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 24, 1997

The Assembly met at 9:05 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Leach 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 9:19 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—74:

Ackerman	Figueroa	Margett	Richter
Aguiar	Firestone	Martinez	Runner
Alby	Floyd	Mazzoni	Scott
Alquist	Gallegos	McClintock	Shelley
Ashburn	Goldsmith	Migden	Strom-Martin
Baca	Granlund	Miller	Sweeney
Baldwin	Havice	Morrissey	Thompson
Battin	Hertzberg	Morrow	Thomson
Baugh	Honda	Murray	Torlakson
Bowen	House	Napolitano	Villaraigosa
Bowler	Kaloogian	Olberg	Vincent
Brewer	Keeley	Oller	Washington
Campbell	Knox	Ortiz	Wayne
Cardenas	Kuehl	Pacheco	Wildman
Cardoza	Kuykendall	Papan	Woods
Cunneen	Leach	Perata	Wright
Davis	Lempert	Poochigian	Mr. Speaker
Ducheny	Leonard	Prenter	
Escutia	Machado	Pringle	

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Assembly Member Carl Washington, of the 52nd Assembly District:

Dear Heavenly Father, We ask You to guide us this day that we might fill our hearts and minds with wisdom and courage: The courage to do what we know is right and the wisdom to know when we are wrong.

Help us find peace of mind and give us a contented heart. Grant this we pray . . . AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Miller 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 Alquist, seconded by Assembly Member Oller.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Aroner, Bordonaro, Brown, Caldera, and Frusetta.

On personal business, and waiving per diem: Assembly Member Takasugi.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 21, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I am requesting to be excused from legislative business on Thursday, July 24, 1997 and Friday July 25, 1997. I will be in Los Angeles to discuss welfare reform issues with several community groups.

Thank you for your consideration.

Sincerely,

DION S. ARONER, Assembly Member
Fourteenth District

July 23, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request leave of absence from Session for Thursday July 24th as I will be on official business.

If you have any questions you may contact Doria Morrison in my office @ 445-7795.

Thank you for your attention to this request.

Sincerely,

TOM J. BORDONARO, JR., Assembly Member
Thirty-third District.

July 22, 1997

The Honorable Cruz Bustamante
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I am writing to respectfully request that I be excused from Session on Thursday, July 24, for legislative business. I will be attending the Horse Racing Board annual meeting at Del Mar, California.

Should you have any questions concerning the above, please call my Chief of Staff, John Latimer, at 445-8492.

Sincerely,

VALERIE K. BROWN, Assembly Member
Seventh District

July 17, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I humbly request that I be excused July 24 of 1997 to attend to legislative business in my district.

Specifically, I will be surveying the Pajaro River and its tributaries. The Pajaro River as you may know has a tendency to flood causing significant damage. Effort is currently underway to fortify key sections of the River to avoid any future flooding.

Thank you for your consideration of this request. Please contact me directly at 445-7380 with any question.

Sincerely

PETER FRUSETTA, Assembly Member
Twenty-eighth District

(NOTE: For letter explaining the absence of Assembly Member Caldera on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for July 23, 1997.)

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly Constitutional Amendment No.	*Committee*
25	Budget
26	Budget

Assembly Concurrent Resolution No.	*Committee*
72	Rls.

Senate Concurrent Resolution No.	*Committee*
46	Rls.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 24, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 48

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 48—An act to add Section 10214.7 to the Unemployment Insurance Code, relating to employment 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 Human Services

July 24, 1997

Mr. Speaker: The Chair of your Committee on Human Services reports:

Assembly Joint Resolution No. 2

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARONER, Chairwoman

ASSEMBLY JOINT RESOLUTION NO. 2—Relative to the Social Security Administration.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Rules

July 24, 1997

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61 (a) (9), as it relates to the following bills be granted: Senate Bills Nos. 319, 525, and 545.

DON PERATA, Chairman

Date of Hearing: July 24, 1997

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 43

With the recommendation: That the resolution be re-referred to the Committee on Transportation.

PERATA, Chairman

Above resolution re-referred to the Committee on Transportation.

Committee on Natural Resources

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1240

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

BOWEN, Chairwoman

Above bill ordered to second reading.

Committee on Agriculture

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 920

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

CARDOZA, Chairman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 19
Senate Bill No. 661

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ESCUTIA, Chairwoman

Above bills ordered to second reading.

BILLS REMOVED FROM CONSENT CALENDAR AND PLACED UPON THE INACTIVE FILE

The following bill was removed from the Consent Calendar (pursuant to Joint Rule 22.2), and placed on the inactive file (pursuant to Assembly Rule 78):

Senate Bill No. 883, on request of Assembly Member Sweeney.

ADJOURN IN MEMORY

Assembly Member Leach was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mary Palermo, of Livermore.

Assembly Member Napolitano was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Virginia Bailey Schallenberger, of Whittier.

Assembly Member Oller was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Timothy James Logan, of Placerville and Lawrence Henry Ashurst, of Cameron 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 Ralph Ruggieri, of Union City.

Assembly Member Torlakson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lou Silveira, of Antioch.

Assembly Member Wright was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dennis Schatzman, of Upland.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Thompson was granted unanimous consent that the following communication be printed in the Journal:

July 23, 1997

Mr. Dotson Wilson
Assembly Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson,

I would like to recognize in the Assembly Journal the 150th anniversary of The Church of Jesus Christ of Latter-Day Saints' arrival in the Salt Lake Valley.

In the name of religious freedom the "Mormons", as the Church is commonly referred, helped establish the region. With their successful missionary efforts in the United States and Europe, the membership of the Church increased at a substantial rate; the marked increase in population in the region contributed to the momentum of statehood, and on January 4, 1896 Utah became the 45th State of the Union.

Respectfully Submitted,

BRUCE THOMPSON, Assembly Member
Sixty-sixth District

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Havice announced that the Select Committee on School Safety would meet today, upon adjournment of Floor session, in Room 444.

ADJOURN IN MEMORY

Assembly Member Torlakson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joaquin Peter Bettencourt, of Brentwood.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 615, on request of Assembly Member Shelley.

ADJOURN IN MEMORY

Assembly Member Scott was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Leland Gleason, of Santa Rosa.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Migden was granted unanimous consent that Senate Bills Nos. 402 and 1080, be withdrawn from the Committee on Appropriations and placed on the second reading file.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Murray:

Resolved, That Joint Rule 61(a)(9) be suspended to permit the Committee on Transportation to meet, consider, and report Senate Bill No. 525 for further action.

By Assembly Member Figueroa:

Resolved, That Joint Rule 61(a)(9) be suspended to permit the Committee on Insurance to meet, consider, and report Senate Bill No. 319 for further action.

Resolutions read, and adopted by the following vote:

AYES—66

Ackerman	Escutia	Machado	Runner
Aguiar	Figueroa	Margett	Scott
Alquist	Floyd	Martinez	Shelley
Ashburn	Gallegos	Mazzoni	Sweeney
Baca	Goldsmith	Migden	Thompson
Baldwin	Granlund	Miller	Thomson
Battin	Havice	Morrissey	Torlakson
Baugh	Honda	Murray	Villaraigosa
Bowen	House	Olberg	Vincent
Bowler	Kaloogian	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker
Davis	Lempert	Prenter	
Ducheny	Leonard	Richter	

NOES—None

ACTION RESCINDED ON SENATE BILL NO. 67

Assembly Member Shelley was granted unanimous consent to rescind the action whereby the Assembly, July 3, 1997 (Assembly Journal, page 3012), passed Senate Bill No. 67, and whereby the bill was ordered transmitted to the Senate.

Consideration of Senate Bill No. 67 by Unanimous Consent

Assembly Member Shelley was granted unanimous consent to take up Senate Bill No. 67, without reference to file, for purpose of amendment.

SENATE BILL NO. 67 (Kopp)—An act to amend Section 1714.45 of the Civil Code, relating to product liability.

Bill read third time.

Motion to Amend

Assembly Member Shelley moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 1111, on request of Assembly Member Gallegos.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1418—An act relating to school facilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE 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. 782, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 931—An act to amend Section 6025 of the Penal Code, relating to corrections.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 795—An act to amend Sections 10153.6 and 10232 of, and to add Sections 10234.5, 10236.4, 10236.5, 10236.7, 10236.8, 10236.9, 10236.10, and 10236.11 to, the Business and Professions Code, relating to real estate.

Bill read second time; amendments proposed by the Committee on Banking and Finance read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 79—An act to amend Section 22050 of, to add Sections 20711 and 20792 to, and to add Article 130 (commencing with Section 21700) to Chapter 1.5 of Part 3 of Division 2 of, the Public Contract Code, relating to local agency contracts.

Bill read second time; amendments proposed by the Committee on Water, Parks and Wildlife read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 145—An act to amend Section 3302 of the Government Code, relating to public safety officers.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 184—An act to amend Sections 7302 and 7310 of the Business and Professions Code, relating to barbering and cosmetology.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 190—An act to add Section 44320.5 to the Education Code, relating to teacher credentialing.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 202—An act to amend Section 1275 of the Unemployment Insurance Code, relating to unemployment insurance, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 243—An act to amend Sections 7522, 7582.2, 7583.12, 7583.33, 7583.37, 7597.1, and 7597.6 of, to amend, repeal, and add Section 7583.22 of, and to repeal Section 7522.1 of, the Business and Professions Code, and to amend Sections 70 and 12033 of the Penal Code, relating to security services, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 252—An act relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 263—An act to amend Sections 714, 1055, 7149.2, and 13005 of, and to add Section 3031.2 to, the Fish and Game Code, relating to fish and game, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 418—An act to amend Section 6256 of the Penal Code, relating to correctional facilities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 447—An act to amend Section 433 of, and to add Section 436 to, the Labor Code, relating to employement.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 515—An act to amend Sections 7362.1, 7390, 7391, 7392, 7393, 7394, 7395, and 7423.5 of, and to add and repeal Sections 7362.2 and 7362.3 of, the Business and Professions Code, relating to barbering and cosmetology, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 680—An act to amend Section 510 of, to add Sections 511, 512, 513, 514, and 557 to, and to repeal Section 1183.5 of, the Labor Code, relating to employment.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 688—An act to amend Sections 629.76, 629.80, 629.82, 629.88, and 629.98 of, and to repeal Chapter 1.3 (commencing with Section 629) of Title 15 of Part 1 of, the Penal Code, relating to electronic surveillance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1072—An act relating to judges.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 113—An act to add Section 44246 to the Health and Safety Code, relating to air pollution, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 156—An act to add Section 1348.2 to the Fish and Game Code, relating to real property.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 482—An act to amend Sections 900.7, 7015, and 12752 of, and to repeal Sections 901, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, and 921 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 486—An act to add Section 974.5 to the Military and Veterans Code, relating to veterans.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 708—An act to amend Sections 17291 and 17405 of, and to repeal Sections 17290, 17405, 39141.10, and 39304.5 of, the Education Code, relating to school facilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1057—An act to amend Section 11713.15 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1063—An act to amend Sections 4600.5 and 5401.7 of, to add Section 4600.6 to, and to repeal Part 3.2 (commencing with Section 5150) of Division 4 of, the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1204—An act to add Section 729.13 to the Welfare and Institutions Code, relating to youth mentoring.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 193—An act to amend Sections 2 and 3 of Chapter 352 of the Statutes of 1976, to amend Section 4 of Chapter 620 of the Statutes of 1989, to amend Section 2 of Chapter 625 of the Statutes of 1991, and to amend Section 1 of Chapter 317 of the Statutes of 1993, relating to state real property.

Bill read 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. 461—An act to amend Sections 3057.5, 3059, and 3090 of, and to add Sections 3051, 3060, 3090.1, 3096.6, 3096.7, and 3107.1 to, the Business and Professions Code, relating to optometry, and making an appropriation therefor.

Bill read 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. 335—An act to add Section 1012.5 to the Military and Veterans Code, relating to veterans, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 380—An act to amend Sections 1749.3 and 1857.9 of the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SENATE BILL NO. 465—An act to add Sections 81004 and 81678 to the Education Code, and to amend Section 15792 of the Government 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, and to be placed upon the Consent Calendar.

SENATE BILL NO. 1271—An act to add Section 2194.5 to the Elections Code, and to amend Section 6254.4 of the Government Code, relating to voter registration.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 103 (Figueroa)—An act to amend Sections 801, 802, 803, 803.1, 803.2, and 805 of, and to add Section 2027 to, the Business and Professions Code, relating to healing arts, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—52

Aguiar	Firestone	Machado	Scott
Alby	Floyd	Martinez	Shelley
Alquist	Gallegos	Mazzoni	Sweeney
Baca	Goldsmith	Migden	Thomson
Baugh	Granlund	Morrissey	Torlakson
Bowen	Havice	Murray	Villaraigosa
Cardenas	Hertzberg	Napolitano	Vincent
Cardoza	Honda	Ortiz	Washington
Cunneen	Keeley	Pacheco	Wayne
Davis	Knox	Papan	Wildman
Ducheny	Kuehl	Perata	Woods
Escutia	Kuykendall	Prenter	Wright
Figueroa	Lempert	Richter	Mr. Speaker

NOES—16

Ackerman	Brewer	Margett	Olberg
Baldwin	Campbell	McClintock	Oller
Battin	Kaloogian	Miller	Runner
Bowler	Leonard	Morrow	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 103: Assembly Member Alby, from "No" to "Aye".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 237 (Figueroa)—An act to amend Sections 139.5 and 4644 of the Labor Code, relating to workers' compensation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Ackerman	Escutia	Leonard	Prenter
Aguiar	Figueroa	Machado	Richter
Alby	Firestone	Margett	Runner
Alquist	Floyd	Martinez	Scott
Ashburn	Gallegos	Mazzoni	Shelley
Baca	Goldsmith	McClintock	Sweeney
Baldwin	Granlund	Migden	Thompson
Battin	Havice	Miller	Thomson
Baugh	Hertzberg	Morrissey	Torlakson
Bowen	Honda	Morrow	Villaraigosa
Bowler	House	Murray	Vincent
Brewer	Kaloogian	Napolitano	Washington
Campbell	Keeley	Olberg	Wayne
Cardenas	Knox	Ortiz	Wildman
Cardoza	Kuehl	Pacheco	Woods
Cunneen	Kuykendall	Papan	Wright
Davis	Leach	Perata	Mr. Speaker
Ducheny	Lempert	Poochigian	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 331 (Figueroa)—An act to amend Section 10089.8 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—69

Ackerman	Figueroa	Machado	Prenter
Aguiar	Firestone	Margett	Runner
Alby	Floyd	Martinez	Scott
Alquist	Gallegos	Mazzoni	Shelley
Ashburn	Goldsmith	McClintock	Sweeney
Baca	Granlund	Migden	Thomson
Baldwin	Havice	Miller	Torlakson
Battin	Hertzberg	Morrissey	Villaraigosa
Baugh	Honda	Morrow	Vincent
Bowen	House	Murray	Washington
Bowler	Kaloogian	Napolitano	Wayne
Campbell	Keeley	Olberg	Wildman
Cardenas	Knox	Oller	Woods
Cardoza	Kuehl	Ortiz	Wright
Cunneen	Kuykendall	Pacheco	Mr. Speaker
Davis	Leach	Papan	
Ducheny	Lempert	Perata	
Escutia	Leonard	Poochigian	

NOES—2

Brewer	Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 568 (Lempert)—An act to add Section 35258 to the Education Code, relating to education.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

~~The roll was opened, and the Assembly concurred in Senate amendments by the following vote:~~

~~AYES—72~~

~~Ackerman~~	~~Escutia~~	~~Leonard~~	~~Poochigian~~
~~Aguiar~~	~~Figueroa~~	~~Machado~~	~~Prenter~~
~~Alby~~	~~Firestone~~	~~Margett~~	~~Richter~~
~~Alquist~~	~~Floyd~~	~~Martinez~~	~~Runner~~
~~Ashburn~~	~~Gallegos~~	~~Mazzoni~~	~~Scott~~
~~Baca~~	~~Goldsmith~~	~~McClintock~~	~~Shelley~~
~~Baldwin~~	~~Granlund~~	~~Migden~~	~~Sweeney~~
~~Battin~~	~~Havice~~	~~Miller~~	~~Thompson~~
~~Baugh~~	~~Hertzberg~~	~~Morrissey~~	~~Thomson~~
~~Bowen~~	~~Honda~~	~~Morrow~~	~~Torlakson~~
~~Bowler~~	~~House~~	~~Murray~~	~~Villaraigosa~~
~~Brewer~~	~~Kaloogian~~	~~Napolitano~~	~~Vincent~~
~~Campbell~~	~~Keeley~~	~~Olberg~~	~~Washington~~
~~Cardenas~~	~~Knox~~	~~Oller~~	~~Wayne~~
~~Cardoza~~	~~Kuehl~~	~~Ortiz~~	~~Wildman~~
~~Cunneen~~	~~Kuykendall~~	~~Pacheco~~	~~Woods~~
~~Davis~~	~~Leach~~	~~Papan~~	~~Wright~~
~~Ducheny~~	~~Lempert~~	~~Perata~~	~~Mr. Speaker~~

~~NOES—None~~

~~Above bill ordered enrolled.~~

(NOTE: On August 7, 1997, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 568 and whereby the bill was ordered enrolled. See page 3536.)

ASSEMBLY BILL NO. 216 (Wayne)—An act to amend Section 1466 of the Penal Code, relating to criminal procedure.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—65

Ackerman	Escutia	Machado	Richter
Aguiar	Figueroa	Margett	Runner
Alby	Firestone	Martinez	Scott
Alquist	Gallegos	McClintock	Shelley
Ashburn	Goldsmith	Miller	Sweeney
Baca	Granlund	Morrissey	Thompson
Baldwin	Havice	Morrow	Thomson
Battin	Hertzberg	Murray	Torlakson
Baugh	Honda	Napolitano	Villaraigosa
Bowen	House	Olberg	Vincent
Bowler	Kaloogian	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuykendall	Papan	Mr. Speaker
Cardoza	Leach	Perata	
Cunneen	Lempert	Poochigian	
Davis	Leonard	Prenter	

NOES—6

Ducheny	Kuehl	Migden
Floyd	Mazzoni	Wright

Above bill ordered enrolled.

ASSEMBLY BILL NO. 289 (Baca)—An act to amend Sections 22001, 22050, 22101, 22105, 22106, and 22152 of, and to repeal and add Section 22102 of, the Financial Code, relating to financial 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—71

Ackerman	Escutia	Leonard	Prenter
Aguiar	Figueroa	Machado	Richter
Alby	Firestone	Margett	Runner
Alquist	Floyd	Mazzoni	Scott
Ashburn	Gallegos	McClintock	Shelley
Baca	Goldsmith	Migden	Sweeney
Baldwin	Granlund	Miller	Thompson
Battin	Havice	Morrissey	Thomson
Baugh	Hertzberg	Morrow	Torlakson
Bowen	Honda	Murray	Villaraigosa
Bowler	House	Napolitano	Vincent
Brewer	Kaloogian	Olberg	Washington
Campbell	Keeley	Oller	Wayne
Cardenas	Knox	Ortiz	Wildman
Cardoza	Kuehl	Pacheco	Woods
Cunneen	Kuykendall	Papan	Wright
Davis	Leach	Perata	Mr. Speaker
Ducheny	Lempert	Poochigian	

NOES—None

Above bill ordered enrolled.

RECESS

By unanimous consent, at 9:39 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Speaker Bustamante introduced Beth Griffiths, third grade student at Sacramento's Country Day School who ranked first in the 1997 National French Contest, sponsored by the American Association of Teachers of French.

Speaker Bustamante was joined by the Members of the Assembly in commending Beth on her outstanding achievement.

REASSEMBLED

At 9:40 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 299 (Ducheny)—An act to amend Sections 2937, 2938, 9853, 9860, and 9861 of the Vehicle Code, relating to registration fees, 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—61

Ackerman	Firestone	Margett	Scott
Aguiar	Gallegos	Mazzoni	Shelley
Alquist	Goldsmith	Migden	Sweeney
Ashburn	Granlund	Morrissey	Thomson
Baca	Havice	Morrow	Torlakson
Battin	Hertzberg	Murray	Villaraigosa
Bowen	Honda	Napolitano	Vincent
Brewer	House	Olberg	Washington
Campbell	Kaloogian	Ortiz	Wayne
Cardenas	Keeley	Pacheco	Wildman
Cardoza	Knox	Papan	Woods
Cunneen	Kuehl	Perata	Wright
Davis	Kuykendall	Poochigian	Mr. Speaker
Ducheny	Leach	Prenter	
Escutia	Lempert	Richter	
Figueroa	Machado	Runner	

NOES—7

Baldwin	Bowler	McClintock	Thompson
Baugh	Leonard	Miller	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 313 (Thomson)—An act to amend Section 3126 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	Escutia	Machado	Prenter
Aguiar	Figueroa	Margett	Richter
Alby	Firestone	Martinez	Runner
Alquist	Floyd	Mazzoni	Scott
Ashburn	Goldsmith	McClintock	Shelley
Baca	Granlund	Migden	Sweeney
Baldwin	Havice	Miller	Thompson
Battin	Hertzberg	Morrissey	Thomson
Baugh	Honda	Morrow	Torlakson
Bowen	House	Murray	Villaraigosa
Bowler	Kaloogian	Napolitano	Vincent
Brewer	Keeley	Olberg	Washington
Campbell	Knox	Oller	Wayne
Cardenas	Kuehl	Ortiz	Wildman
Cardoza	Kuykendall	Pacheco	Woods
Cunneen	Leach	Papan	Wright
Davis	Lempert	Perata	Mr. Speaker
Ducheny	Leonard	Poochigian	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 380 (Pacheco)—An act to amend Section 664.5 of, and to add Section 902.1 to, the Code of Civil Procedure, relating to courts.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—64

Ackerman	Ducheny	Leach	Poochigian
Aguiar	Escutia	Lempert	Prenter
Alby	Figueroa	Leonard	Richter
Alquist	Firestone	Machado	Runner
Ashburn	Floyd	Margett	Scott
Baca	Gallegos	McClintock	Sweeney
Baldwin	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Thomson
Baugh	Hertzberg	Morrow	Torlakson
Bowler	Honda	Murray	Vincent
Brewer	House	Napolitano	Washington
Campbell	Kaloogian	Olberg	Wayne
Cardenas	Keeley	Oller	Wildman
Cardoza	Knox	Pacheco	Woods
Cunneen	Kuehl	Papan	Wright
Davis	Kuykendall	Perata	Mr. Speaker

NOES—7

Bowen	Martinez	Migden	Villaraigosa
Havice	Mazzoni	Ortiz	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 442 (Gallegos)—An act to amend Section 10240 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—69

Ackerman	Floyd	Martinez	Runner
Aguiar	Gallegos	Mazzoni	Scott
Alby	Goldsmith	McClintock	Shelley
Alquist	Granlund	Migden	Sweeney
Ashburn	Havice	Miller	Thompson
Baca	Hertzberg	Morrissey	Thomson
Baldwin	Honda	Morrow	Torlakson
Baugh	House	Murray	Villaraigosa
Bowen	Kaloogian	Napolitano	Vincent
Bowler	Keeley	Olberg	Washington
Brewer	Knox	Oller	Wayne
Campbell	Kuehl	Ortiz	Wildman
Cardenas	Kuykendall	Pacheco	Woods
Cardoza	Leach	Papan	Wright
Cunneen	Lempert	Perata	Mr. Speaker
Davis	Leonard	Poochigian	
Figueroa	Machado	Prenter	
Firestone	Margett	Richter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 447 (Kuykendall)—An act to amend Sections 10148, 10170.4, 10170.5, 10226, 10236.2, and 10250.3 of, to amend and repeal Sections 10208.5, 10210, 10213.5, 10213.6, 10215, 10222, and 11011 of, and to add Section 10226.5 to, the Business and Professions Code, to amend Section 1920 of, and to repeal Sections 1918 and 1919 of, the Civil Code, and to repeal Section 28 of Chapter 416 of the Statutes of 1993, 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—72

Ackerman	Escutia	Leonard	Poochigian
Aguiar	Figueroa	Machado	Prenter
Alby	Firestone	Margett	Richter
Alquist	Floyd	Martinez	Runner
Ashburn	Gallegos	Mazzoni	Scott
Baca	Goldsmith	McClintock	Shelley
Baldwin	Granlund	Migden	Sweeney
Battin	Havice	Miller	Thompson
Baugh	Hertzberg	Morrissey	Thomson
Bowen	Honda	Morrow	Torlakson
Bowler	House	Murray	Villaraigosa
Brewer	Kaloogian	Napolitano	Vincent
Campbell	Keeley	Olberg	Washington
Cardenas	Knox	Oller	Wayne
Cardoza	Kuehl	Ortiz	Wildman
Cunneen	Kuykendall	Pacheco	Woods
Davis	Leach	Papan	Wright
Ducheny	Lempert	Perata	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 477 (Leonard)—An act to amend Section 12101 of the Health and Safety Code, and to amend Sections 453, 454, and 12302 of the Penal Code, relating to explosives.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Escutia	Leonard	Poochigian
Aguiar	Figueroa	Machado	Prenter
Alby	Firestone	Margett	Richter
Alquist	Floyd	Martinez	Runner
Ashburn	Gallegos	Mazzoni	Scott
Baca	Goldsmith	McClintock	Shelley
Baldwin	Granlund	Migden	Sweeney
Battin	Havice	Miller	Thompson
Baugh	Hertzberg	Morrissey	Thomson
Bowen	Honda	Morrow	Torlakson
Bowler	House	Murray	Villaraigosa
Brewer	Kaloogian	Napolitano	Vincent
Campbell	Keeley	Olberg	Washington
Cardenas	Knox	Oller	Wayne
Cardoza	Kuehl	Ortiz	Wildman
Cunneen	Kuykendall	Pacheco	Woods
Davis	Leach	Papan	Wright
Ducheny	Lempert	Perata	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 523 (Lempert)—An act to add Article 8.5 (commencing with Section 2168) to Chapter 5 of Division 2 of the Business and Professions Code, relating to medicine, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Ackerman	Escutia	Machado	Prenter
Aguiar	Figueroa	Margett	Richter
Alby	Firestone	Martinez	Runner
Ashburn	Floyd	Mazzoni	Scott
Baca	Gallegos	McClintock	Shelley
Baldwin	Goldsmith	Migden	Sweeney
Battin	Granlund	Miller	Thompson
Baugh	Havice	Morrissey	Thomson
Bowen	Hertzberg	Morrow	Torlakson
Bowler	Honda	Murray	Villaraigosa
Brewer	Kaloogian	Napolitano	Vincent
Campbell	Keeley	Olberg	Washington
Cardenas	Knox	Ortiz	Wayne
Cardoza	Kuehl	Pacheco	Wildman
Cunneen	Kuykendall	Papan	Wright
Davis	Lempert	Perata	Mr. Speaker
Ducheny	Leonard	Poochigian	

NOES—2

Leach	Woods

Above bill ordered enrolled.

ASSEMBLY BILL NO. 558 (Miller)—An act to add Sections 15814.25, 15814.26, and 15814.27 to the Government Code, relating to public 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—72

Ackerman	Escutia	Leonard	Poochigian
Aguiar	Figueroa	Machado	Prenter
Alby	Firestone	Margett	Richter
Alquist	Floyd	Martinez	Runner
Ashburn	Gallegos	Mazzoni	Scott
Baca	Goldsmith	McClintock	Shelley
Baldwin	Granlund	Migden	Sweeney
Battin	Havice	Miller	Thompson
Baugh	Hertzberg	Morrissey	Thomson
Bowen	Honda	Morrow	Torlakson
Bowler	House	Murray	Villaraigosa
Brewer	Kaloogian	Napolitano	Vincent
Campbell	Keeley	Olberg	Washington
Cardenas	Knox	Oller	Wayne
Cardoza	Kuehl	Ortiz	Wildman
Cunneen	Kuykendall	Pacheco	Woods
Davis	Leach	Papan	Wright
Ducheny	Lempert	Perata	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 578 (Martinez)—An act to amend Sections 335, 336, 348, and 350 of, and to add Sections 341, 341.1, 341.2, 341.3, and 341.4 to, 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	Escutia	Machado	Prenter
Aguiar	Figueroa	Margett	Richter
Alby	Firestone	Martinez	Runner
Alquist	Gallegos	Mazzoni	Scott
Ashburn	Goldsmith	McClintock	Shelley
Baca	Granlund	Migden	Sweeney
Baldwin	Havice	Miller	Thompson
Battin	Hertzberg	Morrissey	Thomson
Baugh	Honda	Morrow	Torlakson
Bowen	House	Murray	Villaraigosa
Bowler	Kaloogian	Napolitano	Vincent
Brewer	Keeley	Olberg	Washington
Campbell	Knox	Oller	Wayne
Cardenas	Kuehl	Ortiz	Wildman
Cardoza	Kuykendall	Pacheco	Woods
Cunneen	Leach	Papan	Wright
Davis	Lempert	Perata	Mr. Speaker
Ducheny	Leonard	Poochigian	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 757 (Escutia)—An act to add Sections 1254.6 and 1596.847 to the Health and Safety Code, relating to infant safety.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Assembly Bill No. 757 Passed and Retained

By unanimous consent Assembly Bill No. 757 was passed on file, to retain its place on file.

ASSEMBLY BILL NO. 788 (Thomson)—An act to amend Section 26909 of the Government Code, and to add Section 50660 to the Water Code, relating to local government finance.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Ackerman	Escutia	Leonard	Prenter
Aguiar	Figueroa	Machado	Pringle
Alby	Firestone	Margett	Richter
Alquist	Floyd	Martinez	Runner
Ashburn	Gallegos	Mazzoni	Scott
Baca	Goldsmith	Migden	Shelley
Baldwin	Granlund	Miller	Sweeney
Battin	Havice	Morrissey	Thompson
Baugh	Hertzberg	Morrow	Thomson
Bowen	Honda	Murray	Torlakson
Bowler	House	Napolitano	Villaraigosa
Brewer	Kaloogian	Olberg	Vincent
Campbell	Keeley	Oller	Washington
Cardenas	Knox	Ortiz	Wayne
Cardoza	Kuehl	Pacheco	Wildman
Cunneen	Kuykendall	Papan	Woods
Davis	Leach	Perata	Wright
Ducheny	Lempert	Poochigian	Mr. Speaker

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 848 (Cunneen)—An act to add Section 8272 to 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.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Ackerman	Figueroa	Margett	Richter
Aguiar	Firestone	Martinez	Runner
Alby	Floyd	Mazzoni	Scott
Alquist	Gallegos	McClintock	Shelley
Ashburn	Goldsmith	Migden	Sweeney
Baca	Granlund	Miller	Thompson
Baldwin	Havice	Morrissey	Thomson
Battin	Hertzberg	Morrow	Torlakson
Baugh	Honda	Murray	Villaraigosa
Bowen	House	Napolitano	Vincent
Bowler	Kaloogian	Olberg	Washington
Brewer	Keeley	Oller	Wayne
Campbell	Knox	Ortiz	Wildman
Cardenas	Kuehl	Pacheco	Woods
Cardoza	Kuykendall	Papan	Wright
Cunneen	Leach	Perata	Mr. Speaker
Davis	Lempert	Poochigian	
Ducheny	Leonard	Prenter	
Escutia	Machado	Pringle	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Ackerman	Figueroa	Margett	Richter
Aguiar	Firestone	Martinez	Runner
Alby	Floyd	Mazzoni	Scott
Alquist	Gallegos	McClintock	Shelley
Ashburn	Goldsmith	Migden	Sweeney
Baca	Granlund	Miller	Thompson
Baldwin	Havice	Morrissey	Thomson
Battin	Hertzberg	Morrow	Torlakson
Baugh	Honda	Murray	Villaraigosa
Bowen	House	Napolitano	Vincent
Bowler	Kaloogian	Olberg	Washington
Brewer	Keeley	Oller	Wayne
Campbell	Knox	Ortiz	Wildman
Cardenas	Kuehl	Pacheco	Woods
Cardoza	Kuykendall	Papan	Wright
Cunneen	Leach	Perata	Mr. Speaker
Davis	Lempert	Poochigian	
Ducheny	Leonard	Prenter	
Escutia	Machado	Pringle	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 950 (Davis)—An act to add Section 647.7 to the Penal Code, relating to crimes.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Aguiar	Escutia	Machado	Prenter
Alby	Figueroa	Margett	Richter
Alquist	Firestone	Martinez	Runner
Ashburn	Floyd	Mazzoni	Scott
Baca	Goldsmith	McClintock	Shelley
Baldwin	Granlund	Miller	Sweeney
Battin	Havice	Morrissey	Thompson
Baugh	Hertzberg	Morrow	Thomson
Bowen	Honda	Murray	Torlakson
Bowler	House	Napolitano	Villaraigosa
Brewer	Kaloogian	Olberg	Vincent
Campbell	Keeley	Oller	Washington
Cardenas	Knox	Ortiz	Wayne
Cardoza	Kuykendall	Pacheco	Wildman
Cunneen	Leach	Papan	Woods
Davis	Lempert	Perata	Mr. Speaker
Ducheny	Leonard	Poochigian	

NOES—2

Ackerman	Kuehl

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1152 (Poochigian)—An act to amend Section 871 of the Welfare and Institutions Code, relating to juveniles.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Ackerman	Figueroa	Machado	Richter
Aguiar	Firestone	Margett	Runner
Alby	Floyd	Martinez	Scott
Alquist	Gallegos	Mazzoni	Shelley
Ashburn	Goldsmith	McClintock	Sweeney
Baca	Granlund	Miller	Thompson
Baldwin	Havice	Morrissey	Thomson
Battin	Hertzberg	Morrow	Torlakson
Baugh	Honda	Napolitano	Vincent
Bowen	House	Olberg	Washington
Bowler	Kaloogian	Oller	Wayne
Brewer	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Wright
Cardoza	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	
Davis	Lempert	Prenter	
Escutia	Leonard	Pringle	

NOES—2

Migden	Villaraigosa

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1261 (Baugh)—An act to add Section 2810.1 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—67

Ackerman	Ducheny	Leonard	Prenter
Aguiar	Escutia	Machado	Pringle
Alby	Figueroa	Margett	Runner
Alquist	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Thompson
Battin	Granlund	Morrissey	Thomson
Baugh	Havice	Morrow	Torlakson
Bowen	Hertzberg	Napolitano	Vincent
Bowler	House	Olberg	Washington
Brewer	Keeley	Oller	Wayne
Campbell	Knox	Ortiz	Wildman
Cardenas	Kuehl	Pacheco	Woods
Cardoza	Kuykendall	Papan	Wright
Cunneen	Leach	Perata	Mr. Speaker
Davis	Lempert	Poochigian	

NOES—2

McClintock Villaraigosa

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1263 (Poochigian)—An act to amend Sections 60200 and 60201 of the Education Code, relating to instructional materials.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Ackerman	Escutia	Machado	Prenter
Aguiar	Figueroa	Margett	Pringle
Alby	Firestone	Martinez	Richter
Alquist	Gallegos	Mazzoni	Runner
Ashburn	Goldsmith	McClintock	Scott
Baca	Granlund	Migden	Shelley
Baldwin	Havice	Miller	Sweeney
Battin	Hertzberg	Morrissey	Thompson
Baugh	Honda	Morrow	Thomson
Bowen	House	Murray	Torlakson
Bowler	Kaloogian	Napolitano	Villaraigosa
Brewer	Keeley	Olberg	Vincent
Campbell	Knox	Oller	Washington
Cardenas	Kuehl	Ortiz	Wayne
Cardoza	Kuykendall	Pacheco	Wildman
Cunneen	Leach	Papan	Woods
Davis	Lempert	Perata	Wright
Ducheny	Leonard	Poochigian	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1451 (Cardoza)—An act to add Sections 262 and 263 to the Food and Agricultural Code, relating to the Department of Food and 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—69

Ackerman	Figueroa	Margett	Richter
Aguiar	Firestone	Martinez	Runner
Alby	Gallegos	Mazzoni	Scott
Alquist	Goldsmith	McClintock	Shelley
Ashburn	Granlund	Migden	Sweeney
Baca	Havice	Miller	Thompson
Baldwin	Hertzberg	Morrissey	Thomson
Baugh	Honda	Morrow	Torlakson
Bowen	House	Murray	Villaraigosa
Bowler	Kaloogian	Napolitano	Vincent
Brewer	Keeley	Olberg	Washington
Campbell	Knox	Oller	Wildman
Cardenas	Kuehl	Ortiz	Woods
Cardoza	Kuykendall	Pacheco	Wright
Cunneen	Leach	Papan	Mr. Speaker
Davis	Lempert	Perata	
Ducheny	Leonard	Poochigian	
Escutia	Machado	Prenter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY JOINT RESOLUTION NO. 7 (Machado)—Relative to Friant Dam.

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—67

Ackerman	Escutia	Leonard	Prenter
Aguiar	Figueroa	Machado	Pringle
Alquist	Firestone	Margett	Richter
Ashburn	Gallegos	Martinez	Runner
Baca	Goldsmith	Mazzoni	Scott
Baldwin	Granlund	Migden	Shelley
Battin	Havice	Miller	Sweeney
Baugh	Hertzberg	Morrissey	Thompson
Bowen	Honda	Morrow	Thomson
Bowler	House	Napolitano	Torlakson
Brewer	Kaloogian	Olberg	Vincent
Campbell	Keeley	Oller	Washington
Cardenas	Knox	Ortiz	Wayne
Cardoza	Kuehl	Pacheco	Wildman
Cunneen	Kuykendall	Papan	Woods
Davis	Leach	Perata	Mr. Speaker
Ducheny	Lempert	Poochigian	

NOES—None

Above resolution ordered enrolled.

ASSEMBLY JOINT RESOLUTION NO. 22 (Kaloogian)—Relative to the aircraft carrier Midway.

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—72

Ackerman	Escutia	Leonard	Prenter
Aguiar	Figueroa	Machado	Pringle
Alby	Firestone	Margett	Richter
Alquist	Floyd	Martinez	Runner
Ashburn	Gallegos	Mazzoni	Scott
Baca	Goldsmith	Migden	Shelley
Baldwin	Granlund	Miller	Sweeney
Battin	Havice	Morrissey	Thompson
Baugh	Hertzberg	Morrow	Thomson
Bowen	Honda	Murray	Torlakson
Bowler	House	Napolitano	Villaraigosa
Brewer	Kaloogian	Olberg	Vincent
Campbell	Keeley	Oller	Washington
Cardenas	Knox	Ortiz	Wayne
Cardoza	Kuehl	Pacheco	Wildman
Cunneen	Kuykendall	Papan	Woods
Davis	Leach	Perata	Wright
Ducheny	Lempert	Poochigian	Mr. Speaker

NOES—None

Above resolution ordered enrolled.

ASSEMBLY JOINT RESOLUTION NO. 28 (Ducheny)—Relative to Filipino war 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.)

Parliamentary Inquiry

Assembly Member Mazzoni arose to the following parliamentary inquiry:

Can the roll be opened for the purpose of adding coauthors to Assembly Joint Resolution No. 28?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that Assembly Joint Resolution No. 28 is before the Body for concurrence in Senate amendments and may not be further amended in this House; Members may, however, submit letters of support to Members of Congress and the U.S. Senate.

The question being on concurrence in Senate amendments.

Amendments concurred in by the following vote:

AYES—73

Ackerman	Figueroa	Margett	Richter
Aguiar	Firestone	Martinez	Runner
Alby	Floyd	Mazzoni	Scott
Alquist	Gallegos	McClintock	Shelley
Ashburn	Goldsmith	Migden	Sweeney
Baca	Granlund	Miller	Thompson
Baldwin	Havice	Morrissey	Thomson
Battin	Hertzberg	Morrow	Torlakson
Baugh	Honda	Murray	Villaraigosa
Bowen	House	Napolitano	Vincent
Bowler	Kaloogian	Olberg	Washington
Brewer	Keeley	Oller	Wayne
Campbell	Knox	Ortiz	Wildman
Cardenas	Kuehl	Pacheco	Woods
Cardoza	Kuykendall	Papan	Wright
Cunneen	Leach	Perata	Mr. Speaker
Davis	Lempert	Poochigian	
Ducheny	Leonard	Prenter	
Escutia	Machado	Pringle	

NOES—None

Above resolution ordered enrolled.

ASSEMBLY BILL NO. 180 (Torlakson)—An act to add Section 31755 to the Government Code, relating to county 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—68

Ackerman	Escutia	Machado	Prenter
Aguiar	Figueroa	Margett	Richter
Alby	Firestone	Martinez	Runner
Alquist	Gallegos	Mazzoni	Scott
Ashburn	Goldsmith	Migden	Shelley
Baca	Granlund	Miller	Sweeney
Battin	Havice	Morrissey	Thompson
Baugh	Hertzberg	Morrow	Thomson
Bowen	Honda	Murray	Torlakson
Bowler	House	Napolitano	Villaraigosa
Brewer	Keeley	Olberg	Vincent
Campbell	Knox	Oller	Washington
Cardenas	Kuehl	Ortiz	Wayne
Cardoza	Kuykendall	Pacheco	Wildman
Cunneen	Leach	Papan	Woods
Davis	Lempert	Perata	Wright
Ducheny	Leonard	Poochigian	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 317 (Ortiz)—An act to amend Section 11465.5 of the Welfare and Institutions Code, relating to human services.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Ackerman	Figueroa	Machado	Pringle
Aguiar	Firestone	Margett	Richter
Alby	Floyd	Martinez	Runner
Alquist	Gallegos	Mazzoni	Scott
Ashburn	Goldsmith	Migden	Shelley
Baca	Granlund	Miller	Sweeney
Battin	Havice	Morrissey	Thompson
Baugh	Hertzberg	Morrow	Thomson
Bowen	Honda	Murray	Torlakson
Bowler	House	Napolitano	Villaraigosa
Brewer	Kaloogian	Olberg	Vincent
Campbell	Keeley	Oller	Washington
Cardenas	Knox	Ortiz	Wayne
Cardoza	Kuehl	Pacheco	Wildman
Cunneen	Kuykendall	Papan	Woods
Davis	Leach	Perata	Wright
Ducheny	Lempert	Poochigian	Mr. Speaker
Escutia	Leonard	Prenter	

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 354 (Mazzoni)—An act to add Section 52128.5 to the Education Code, relating to class size reduction, 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	Figueroa	Margett	Richter
Aguiar	Firestone	Martinez	Runner
Alby	Floyd	Mazzoni	Scott
Alquist	Gallegos	McClintock	Shelley
Ashburn	Goldsmith	Migden	Sweeney
Baca	Granlund	Miller	Thompson
Baldwin	Havice	Morrissey	Thomson
Battin	Hertzberg	Morrow	Torlakson
Baugh	Honda	Murray	Villaraigosa
Bowen	House	Napolitano	Vincent
Bowler	Kaloogian	Olberg	Washington
Brewer	Keeley	Oller	Wayne
Campbell	Knox	Ortiz	Wildman
Cardenas	Kuehl	Pacheco	Woods
Cardoza	Kuykendall	Papan	Wright
Cunneen	Leach	Perata	Mr. Speaker
Davis	Lempert	Poochigian	
Ducheny	Leonard	Prenter	
Escutia	Machado	Pringle	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Ackerman	Figueroa	Margett	Richter
Aguiar	Firestone	Martinez	Runner
Alby	Floyd	Mazzoni	Scott
Alquist	Gallegos	McClintock	Shelley
Ashburn	Goldsmith	Migden	Sweeney
Baca	Granlund	Miller	Thompson
Baldwin	Havice	Morrissey	Thomson
Battin	Hertzberg	Morrow	Torlakson
Baugh	Honda	Murray	Villaraigosa
Bowen	House	Napolitano	Vincent
Bowler	Kaloogian	Olberg	Washington
Brewer	Keeley	Oller	Wayne
Campbell	Knox	Ortiz	Wildman
Cardenas	Kuehl	Pacheco	Woods
Cardoza	Kuykendall	Papan	Wright
Cunneen	Leach	Perata	Mr. Speaker
Davis	Lempert	Poochigian	
Ducheny	Leonard	Prenter	
Escutia	Machado	Pringle	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 399 (Gallegos)—An act to amend Sections 1357.06 and 1357.51 of, and to add Article 6.5 (commencing with Section 1385.5) to Chapter 2.2 of Division 2 of, the Health and Safety Code, and to amend Sections 10198.7 and 10708 of, and to add Chapter 7.5 (commencing with Section 10690) to Part 2 of Division 2 of the Insurance Code, relating to health care 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 refused to concur in Senate amendments by the following vote:

AYES—2

Gallegos	Martinez

NOES—71

Ackerman	Escutia	Machado	Pringle
Aguiar	Figueroa	Margett	Richter
Alby	Firestone	Mazzoni	Runner
Alquist	Floyd	McClintock	Scott
Ashburn	Goldsmith	Migden	Shelley
Baca	Granlund	Miller	Sweeney
Baldwin	Havice	Morrissey	Thompson
Battin	Hertzberg	Morrow	Thomson
Baugh	Honda	Murray	Torlakson
Bowen	House	Napolitano	Villaraigosa
Bowler	Kaloogian	Olberg	Vincent
Brewer	Keeley	Oller	Washington
Campbell	Knox	Ortiz	Wayne
Cardenas	Kuehl	Pacheco	Wildman
Cardoza	Kuykendall	Papan	Woods
Cunneen	Leach	Perata	Wright
Davis	Lempert	Poochigian	Mr. Speaker
Ducheny	Leonard	Prenter	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 399: Assembly Member Machado, from "Aye" to "No".

ASSEMBLY BILL NO. 452 (Wildman)—An act to add Section 1797.219 to the Health and Safety Code, relating to emergency medical 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 Wildman moved a call of the Assembly.

Motion carried. Time, 10:25 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 620 (Baugh)—An act to add Section 11105.6 to the Penal Code, relating to criminal 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.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Baugh 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. 666 (Ortiz)—An act to amend Section 8169 of the Government Code, relating to state property, 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	Figueroa	Martinez	Richter
Aguiar	Firestone	Mazzoni	Runner
Alby	Floyd	McClintock	Scott
Alquist	Gallegos	Migden	Shelley
Baca	Goldsmith	Miller	Sweeney
Baldwin	Granlund	Morrissey	Thompson
Battin	Havice	Morrow	Thomson
Baugh	Honda	Murray	Torlakson
Bowen	House	Napolitano	Villaraigosa
Bowler	Kaloogian	Olberg	Vincent
Brewer	Keeley	Oller	Washington
Campbell	Knox	Ortiz	Wayne
Cardenas	Kuehl	Pacheco	Woods
Cardoza	Kuykendall	Papan	Wright
Cunneen	Leach	Perata	Mr. Speaker
Davis	Lempert	Poochigian	
Ducheny	Leonard	Prenter	
Escutia	Machado	Pringle	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Ackerman	Figueroa	Martinez	Richter
Aguiar	Firestone	Mazzoni	Runner
Alby	Floyd	McClintock	Scott
Alquist	Gallegos	Migden	Shelley
Baca	Goldsmith	Miller	Sweeney
Baldwin	Granlund	Morrissey	Thompson
Battin	Havice	Morrow	Thomson
Baugh	Honda	Murray	Torlakson
Bowen	House	Napolitano	Villaraigosa
Bowler	Kaloogian	Olberg	Vincent
Brewer	Keeley	Oller	Washington
Campbell	Knox	Ortiz	Wayne
Cardenas	Kuehl	Pacheco	Woods
Cardoza	Kuykendall	Papan	Wright
Cunneen	Leach	Perata	Mr. Speaker
Davis	Lempert	Poochigian	
Ducheny	Leonard	Prenter	
Escutia	Machado	Pringle	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 689 (Bowler)—An act to amend Sections 12001, 12076, and 12078 of the Penal Code, relating to firearms.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Ackerman	Escutia	Leonard	Prenter
Aguiar	Figueroa	Machado	Pringle
Alby	Firestone	Martinez	Richter
Alquist	Floyd	Mazzoni	Runner
Ashburn	Gallegos	McClintock	Scott
Baca	Goldsmith	Migden	Shelley
Baldwin	Granlund	Miller	Sweeney
Battin	Havice	Morrissey	Thompson
Baugh	Hertzberg	Morrow	Thomson
Bowen	Honda	Murray	Torlakson
Bowler	House	Napolitano	Villaraigosa
Brewer	Kaloogian	Olberg	Vincent
Campbell	Keeley	Oller	Washington
Cardenas	Knox	Ortiz	Wayne
Cardoza	Kuehl	Pacheco	Wildman
Cunneen	Kuykendall	Papan	Woods
Davis	Leach	Perata	Wright
Ducheny	Lempert	Poochigian	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 820 (Brewer)—An act to amend Sections 34090.6 and 34090.7 of the Government Code, relating to local 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—50

Ackerman	Figueroa	Leonard	Pringle
Aguiar	Firestone	Machado	Richter
Alby	Floyd	Margett	Runner
Ashburn	Gallegos	McClintock	Scott
Baca	Goldsmith	Miller	Sweeney
Baldwin	Granlund	Morrissey	Thompson
Battin	Havice	Morrow	Thomson
Baugh	House	Olberg	Vincent
Bowler	Kaloogian	Oller	Wayne
Brewer	Knox	Pacheco	Woods
Campbell	Kuykendall	Perata	Mr. Speaker
Cardenas	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—2

Bowen	Migden

Above bill ordered enrolled.

ASSEMBLY BILL NO. 854 (Mazzoni)—An act to amend Section 112165 of 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—70

Ackerman	Figueroa	Margett	Pringle
Aguiar	Firestone	Martinez	Runner
Alby	Floyd	Mazzoni	Scott
Alquist	Goldsmith	McClintock	Shelley
Ashburn	Granlund	Migden	Sweeney
Baca	Havice	Miller	Thompson
Baldwin	Hertzberg	Morrissey	Thomson
Battin	Honda	Morrow	Torlakson
Baugh	House	Murray	Villaraigosa
Bowen	Kaloogian	Napolitano	Vincent
Bowler	Keeley	Olberg	Washington
Brewer	Knox	Oller	Wayne
Campbell	Kuehl	Ortiz	Wildman
Cardenas	Kuykendall	Pacheco	Woods
Cardoza	Leach	Papan	Wright
Cunneen	Lempert	Perata	Mr. Speaker
Davis	Leonard	Poochigian	
Ducheny	Machado	Prenter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 866 (Thomson)—An act to add and repeal Chapter 12.98 (commencing with Section 18986.80) of Part 6 of Division 9 of the Welfare and Institutions Code, relating to human services.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—70

Ackerman	Figueroa	Margett	Richter
Aguiar	Firestone	Mazzoni	Runner
Alby	Floyd	McClintock	Scott
Alquist	Gallegos	Migden	Shelley
Ashburn	Goldsmith	Miller	Sweeney
Baca	Granlund	Morrissey	Thompson
Battin	Havice	Morrow	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Campbell	Keeley	Ortiz	Wayne
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Woods
Cunneen	Kuykendall	Perata	Wright
Davis	Lempert	Poochigian	Mr. Speaker
Ducheny	Leonard	Prenter	
Escutia	Machado	Pringle	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 892 (Escutia)—An act to amend Section 2815.1 of the Business and Professions Code, and to amend Sections 128230, 128280, 128330, 128335, 128345, 128350, 128355, 128375, 128385, 128395, 128435, 128445, and 128450 of, to amend the heading of Article 1 (commencing with Section 128330) of Chapter 5 of, and to amend the heading of Chapter 5 (commencing with Section 128330) of, Part 5 of Division 107 of, the Health and Safety Code, relating to nursing.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

~~The roll was opened, and the Assembly concurred in Senate amendments by the following vote:~~

~~AYES—64~~

~~Ackerman~~	~~Ducheny~~	~~Lempert~~	~~Pringle~~
~~Aguiar~~	~~Escutia~~	~~Machado~~	~~Richter~~
~~Alby~~	~~Figueroa~~	~~Margett~~	~~Scott~~
~~Alquist~~	~~Firestone~~	~~Mazzoni~~	~~Shelley~~
~~Ashburn~~	~~Floyd~~	~~Migden~~	~~Sweeney~~
~~Baca~~	~~Gallegos~~	~~Miller~~	~~Thompson~~
~~Battin~~	~~Goldsmith~~	~~Morrissey~~	~~Thomson~~
~~Baugh~~	~~Granlund~~	~~Morrow~~	~~Torlakson~~
~~Bowen~~	~~Havice~~	~~Murray~~	~~Villaraigosa~~
~~Bowler~~	~~Hertzberg~~	~~Napolitano~~	~~Vincent~~
~~Brewer~~	~~House~~	~~Ortiz~~	~~Washington~~
~~Campbell~~	~~Keeley~~	~~Pacheco~~	~~Wayne~~
~~Cardenas~~	~~Knox~~	~~Papan~~	~~Wildman~~
~~Cardoza~~	~~Kuehl~~	~~Perata~~	~~Woods~~
~~Cunneen~~	~~Kuykendall~~	~~Poochigian~~	~~Wright~~
~~Davis~~	~~Leach~~	~~Prenter~~	~~Mr. Speaker~~

~~NOES—3~~

~~Kaloogian~~	~~McClintock~~	~~Oller~~

~~Above bill ordered enrolled.~~

(NOTE: On August 7, 1997, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 892 and whereby the bill was ordered enrolled. See page 3538.)

ASSEMBLY BILL NO. 927 (Thompson)—An act to amend Section 19116 of the Education Code, relating to libraries, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—67

Ackerman	Figueroa	Machado	Pringle
Aguiar	Firestone	Margett	Richter
Alby	Floyd	Mazzoni	Runner
Alquist	Gallegos	McClintock	Scott
Ashburn	Goldsmith	Migden	Shelley
Baca	Granlund	Miller	Sweeney
Baldwin	Havice	Morrissey	Thompson
Battin	Hertzberg	Morrow	Thomson
Baugh	Honda	Napolitano	Torlakson
Bowler	House	Olberg	Villaraigosa
Brewer	Kaloogian	Oller	Vincent
Cardenas	Keeley	Ortiz	Washington
Cardoza	Knox	Pacheco	Wildman
Cunneen	Kuehl	Papan	Woods
Davis	Kuykendall	Perata	Wright
Ducheny	Leach	Poochigian	Mr. Speaker
Escutia	Leonard	Prenter	

NOES—2

Bowen	Murray

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

Ackerman	Figueroa	Machado	Pringle
Aguiar	Firestone	Margett	Richter
Alby	Floyd	Mazzoni	Runner
Alquist	Gallegos	McClintock	Scott
Ashburn	Goldsmith	Migden	Shelley
Baca	Granlund	Miller	Sweeney
Baldwin	Havice	Morrissey	Thompson
Battin	Hertzberg	Morrow	Thomson
Baugh	Honda	Napolitano	Torlakson
Bowler	House	Olberg	Villaraigosa
Brewer	Kaloogian	Oller	Vincent
Cardenas	Keeley	Ortiz	Washington
Cardoza	Knox	Pacheco	Wildman
Cunneen	Kuehl	Papan	Woods
Davis	Kuykendall	Perata	Wright
Ducheny	Leach	Poochigian	Mr. Speaker
Escutia	Leonard	Prenter	

NOES—2

Bowen	Murray

Above bill ordered enrolled.

ASSEMBLY BILL NO. 949 (Ducheny)—An act to add Chapter 5.68 (commencing with Section 2598) to Division 2 of the Business and Professions Code, relating to social workers.

The question being: Shall 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 Alquist, Shelley, Wayne, Oller, and Honda 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 Ducheny moved a call of the Assembly.

Motion carried. Time, 11:05 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

Leave of Absence—Balance of the Day

July 24, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
Room 219
State Capitol
Sacramento, California

Dear Mr. Speaker: Please excuse me from Floor Session on Thursday, July 24, 1997, at 11:00 a.m. I must return to my district due to previously scheduled legislative commitments.

Thank you for your attention to this request.

Sincerely,

LYNNE C. LEACH, Assembly Member
Fifteenth District

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1196 (Shelley)—An act to amend Sections 361.3 and 387 of the Welfare and Institutions Code, relating to juvenile 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—71

Ackerman	Escutia	Machado	Pringle
Aguiar	Figueroa	Margett	Richter
Alby	Firestone	Mazzoni	Runner
Alquist	Floyd	McClintock	Scott
Ashburn	Gallegos	Migden	Shelley
Baca	Goldsmith	Miller	Sweeney
Baldwin	Granlund	Morrissey	Thompson
Battin	Havice	Morrow	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Campbell	Keeley	Ortiz	Wayne
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Woods
Cunneen	Kuykendall	Perata	Wright
Davis	Lempert	Poochigian	Mr. Speaker
Ducheny	Leonard	Prenter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1215 (Mazzoni)—An act to add Chapter 1.5 (commencing with Section 100145) to Part 1 of Division 101 of the Health and Safety 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—57

Aguiar	Firestone	McClintock	Shelley
Alby	Floyd	Migden	Sweeney
Alquist	Gallegos	Miller	Thompson
Ashburn	Goldsmith	Morrissey	Thomson
Baca	Havice	Murray	Torlakson
Battin	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	Keeley	Ortiz	Washington
Cardenas	Knox	Pacheco	Wildman
Cardoza	Kuehl	Papan	Woods
Cunneen	Kuykendall	Perata	Wright
Davis	Lempert	Poochigian	Mr. Speaker
Ducheny	Machado	Prenter	
Escutia	Martinez	Richter	
Figueroa	Mazzoni	Scott	

NOES—9

Ackerman	House	Morrow
Baugh	Kaloogian	Oller
Brewer	Leonard	Pringle

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1310 (Wayne)—An act to amend Section 41512.7 of the Health and Safety Code, relating to air pollution.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Wayne moved a call of the Assembly.

Motion carried. Time, 11:08 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1565 (Committee on Budget)—An act to relating to local agency costs, 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—69

Ackerman	Firestone	Martinez	Richter
Aguiar	Floyd	Mazzoni	Runner
Alby	Gallegos	McClintock	Scott
Alquist	Goldsmith	Migden	Shelley
Baca	Granlund	Miller	Sweeney
Baldwin	Havice	Morrissey	Thomson
Battin	Hertzberg	Morrow	Torlakson
Baugh	Honda	Murray	Villaraigosa
Bowen	House	Napolitano	Vincent
Bowler	Kaloogian	Olberg	Washington
Brewer	Keeley	Oller	Wayne
Campbell	Knox	Ortiz	Wildman
Cardenas	Kuehl	Pacheco	Woods
Cunneen	Kuykendall	Papan	Wright
Davis	Lempert	Perata	Mr. Speaker
Ducheny	Leonard	Poochigian	
Escutia	Machado	Prenter	
Figueroa	Margett	Pringle	

NOES—2

Cardoza	Thompson

Above bill ordered enrolled.

ADJOURN IN MEMORY

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 Ret. Col. James R. Curran, of Mesa, Arizona.

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Upon request of Assembly Member Cardoza, pursuant to Assembly Rule 77.2, the Speaker re-referred Assembly Bill No. 440 to the Committee on Agriculture.

JOINT RULE 62(a) WAIVED

Assembly Member Cardoza was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 440 for hearing in the Committee on Agriculture on Monday, July 28, 1997, at 1 p.m.

ADJOURN IN MEMORY

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 6-year-old Alexis Kissell, of Chowchilla.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Migden was granted unanimous consent that Senate Bill No. 867, be withdrawn from the Committee on Appropriations and placed on the second reading file.

CONSIDERATION OF SENATE BILL NO. 578 BY UNANIMOUS CONSENT

Assembly Member Gallegos was granted unanimous consent to take up Senate Bill No. 578, out of order.

SENATE BILL NO. 578 (Rosenthal)—An act to amend Section 1357, 1357.03, 1357.06, 1357.16, 1357.50, and 1357.51 of, and to add Section 1357.52 to, the Health and Safety Code, and to amend Sections 742.40, 10198.6, 10198.7, 10700, 10705, 10706, 10708, 10718.55, and 10841 of, and to add Section 10198.9 to, the Insurance Code, relating to health care coverage, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Gallegos moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Bills

SENATE BILL NO. 114 (Johnson)—An act to amend Sections 4054 and 4059 of the Business and Professions Code, relating to pharmacy.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1255 (Polanco)—An act to amend Section 657 of the Business and Professions Code, to add Section 1371.22 to the Health and Safety Code, and to add Section 10126.5 to the Insurance Code, relating to health care.

~~Bill read third time, passed, and ordered transmitted to the Senate.~~

~~(For the vote on the above bill, see this day's Consent Calendar roll call.)~~

(NOTE: On August 7, 1997, the action was rescinded whereby Senate Bill No. 1255 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3536.)

SENATE BILL NO. 1295 (Maddy)—An act to amend Section 123115 of the Health and Safety Code, relating to health.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 133 (Kelley)—An act to amend Section 8.2 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to water.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1287 (Calderon)—An act to amend Sections 53356.03 and 53684 of the Government Code, relating to community facilities.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 138 (Kopp)—An act to amend Sections 54952.2, 54953, 54954, 54954.1, 54954.2, and 54956 of the Government Code, relating to open meetings.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1284 (Hughes)—An act to amend Sections 3050 and 3066 of the Vehicle Code, relating to vehicles.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE CONCURRENT RESOLUTION NO. 51 (Costa)—Relative to the Nisei Baseball Leagues.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

SENATE BILL NO. 357 (Rainey)—An act to amend Section 12751 of, and to add Section 12751.2 to, the Public Utilities Code, relating to municipal utility districts.

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	Escutia	Machado	Prenter
Aguiar	Figueroa	Margett	Pringle
Alby	Firestone	Martinez	Richter
Alquist	Floyd	Mazzoni	Runner
Ashburn	Gallegos	McClintock	Scott
Baca	Goldsmith	Migden	Shelley
Baldwin	Granlund	Miller	Sweeney
Battin	Havice	Morrissey	Thompson
Baugh	Hertzberg	Morrow	Thomson
Bowen	Honda	Murray	Torlakson
Bowler	House	Napolitano	Villaraigosa
Brewer	Kaloogian	Olberg	Vincent
Campbell	Keeley	Oller	Wayne
Cardenas	Knox	Ortiz	Wildman
Cardoza	Kuehl	Pacheco	Woods
Cunneen	Kuykendall	Papan	Wright
Davis	Lempert	Perata	Mr. Speaker
Ducheny	Leonard	Poochigian	

NOES—None

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 452

At 11:24 a.m., on motion of Assembly Member Wildman, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

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, 11:24 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. 620

At 11:25 a.m., on motion of Assembly Member Baugh, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Miller moved to continue the call of the Assembly.

Motion carried. Time, 11:25 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. 949

At 11:25 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 Baca moved to continue the call of the Assembly.

Motion carried. Time, 11:25 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1310

At 11:26 a.m., on motion of Assembly Member Wayne, 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. 1310

Assembly Member Wayne was granted unanimous consent that the record to be expunged and the action rescinded whereby a roll call vote was taken on this day on Assembly Bill No. 1310, and that the bill be passed on file, to retain its place on file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 452

At 11:26 a.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.

Request to Expunge Record and Rescind Action on Assembly Bill No. 452

Assembly Member Wildman requested unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Assembly Bill No. 452.

Assembly Member Battin withheld unanimous consent.

Point of Order

Assembly Member Floyd arose to the follow point of order:

The proper procedure under the Rules is to notice reconsideration, rather than requesting to rescind action and expunge the record.

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that a Member may request permission of the Body to rescind action and expunge the record; that any Member may object to the request; and, that a suspension of the Rules requires of the Members present and voting.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Wildman moved to continue the call of the Assembly.

Motion carried. Time, 11:26 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. 620

At 11:27 a.m., on motion of Assembly Member Miller, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 620 by the following vote:

AYES—36

Ackerman	Campbell	McClintock	Poochigian
Aguiar	Cunneen	Miller	Prenter
Alby	Goldsmith	Morrissey	Pringle
Ashburn	Granlund	Morrow	Richter
Baldwin	House	Murray	Runner
Battin	Kaloogian	Olberg	Thompson
Baugh	Leach	Oller	Vincent
Bowler	Leonard	Pacheco	Woods
Brewer	Margett	Perata	Wright

NOES—29

Alquist	Firestone	Lempert	Shelley
Baca	Floyd	Machado	Sweeney
Bowen	Gallegos	Martinez	Torlakson
Cardoza	Havice	Mazzoni	Washington
Davis	Keeley	Migden	Wayne
Ducheny	Knox	Napolitano	
Escutia	Kuehl	Ortiz	
Figueroa	Kuykendall	Scott	

Motion to Reconsider Assembly Bill No. 620 on Next Legislative Day

Assembly Member Baugh moved to reconsider on the next legislative day the vote whereby Senate amendments to Assembly Bill No. 620 were this day refused concurrence.

Assembly Bill No. 620 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 949

At 11:27 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 refused to concur in Senate amendments to Assembly Bill No. 949 by the following vote:

AYES—39

Alquist	Gallegos	Mazzoni	Thomson
Baca	Havice	Migden	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Cardenas	Honda	Napolitano	Vincent
Cardoza	Keeley	Ortiz	Washington
Davis	Knox	Papan	Wayne
Ducheny	Kuehl	Perata	Wildman
Escutia	Lempert	Scott	Wright
Figueroa	Machado	Shelley	Mr. Speaker
Floyd	Martinez	Sweeney	

NOES—31

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Cunneen	Margett	Prenter
Ashburn	Firestone	McClintock	Pringle
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrow	Thompson
Baugh	House	Olberg	Woods
Bowler	Kaloogian	Oller	

Motion to Reconsider Assembly Bill No. 949 on Next Legislative Day

Assembly Member Ducheny moved to reconsider on the next legislative day the vote whereby Senate amendments to Assembly Bill No. 949 were this day refused concurrence.

Assembly Bill No. 949 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 452

At 11:28 a.m., on motion of Assembly Member Wildman, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 452 by the following vote:

AYES—39

Alquist	Gallegos	Mazzoni	Thomson
Baca	Havice	Migden	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Cardenas	Honda	Napolitano	Vincent
Cardoza	Keeley	Ortiz	Washington
Davis	Knox	Papan	Wayne
Ducheny	Kuehl	Perata	Wildman
Escutia	Lempert	Scott	Wright
Figueroa	Machado	Shelley	Mr. Speaker
Floyd	Martinez	Sweeney	

NOES—13

Ackerman	Brewer	McClintock	Thompson
Alby	Goldsmith	Miller	
Battin	Leach	Oller	
Baugh	Leonard	Runner	

Motion to Reconsider Assembly Bill No. 452 on Next Legislative Day

Assembly Member Wildman moved to reconsider on the next legislative day the vote whereby Senate amendments to Assembly Bill No. 452 were this day refused concurrence.

Assembly Bill No. 452 ordered to the unfinished business file.

FLOOR SESSION ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that Members and staff are to be within two-hour availability for Floor session throughout the weekend, and that Monday's Floor session would convene at 1:30 p.m.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Resolutions to Suspend Rules: Baugh, Bowen, Cardenas, Goldsmith, Granlund, Lempert, Margett, and Pacheco—Aye.

Assembly Bill No. 103, Concurrence: Baugh, Cardenas, Goldsmith, Granlund, Pacheco, Prenter, and Richter—Aye; Margett, Miller, Morrow, and Olberg—No.

Assembly Bill No. 237, Concurrence: Cardenas, Granlund, Margett, Miller, and Morrow—Aye.

Assembly Bill No. 331, Concurrence: Battin, Campbell, Cardenas, Cardoza, Granlund, Margett, and Olberg—Aye.

Assembly Bill No. 568, Concurrence: Campbell, Cardenas, Cardoza, Granlund, and Margett—Aye.

Assembly Bill No. 216, Concurrence: Campbell, Cardenas, Granlund, Machado, and Margett—Aye.

Assembly Bill No. 289, Concurrence: Campbell, Granlund, and Margett—Aye.

Assembly Bill No. 299, Concurrence: Campbell, Goldsmith, Granlund, Margett, and Olberg—Aye.

Assembly Bill No. 313, Concurrence: Campbell, Goldsmith, Granlund, and Margett—Aye.

Assembly Bill No. 380, Concurrence: Goldsmith, Granlund, Margett, and Scott—Aye.

Assembly Bill No. 442, Concurrence: Cardoza, Goldsmith, Granlund, and Margett—Aye.

Assembly Bill No. 447, Concurrence: Cardoza, Goldsmith, Granlund, and Margett—Aye.

Assembly Bill No. 477, Concurrence: Cardoza, Granlund, and Margett—Aye.

Assembly Bill No. 523, Concurrence: Granlund, Kuykendall, Machado, and Margett—Aye.

Assembly Bill No. 558, Concurrence: Goldsmith, Granlund, and Margett—Aye.

Assembly Bill No. 578, Concurrence: Granlund and Margett—Aye.

Assembly Bill No. 788, Concurrence: Baugh, Cardoza, Granlund, and Margett—Aye.

Assembly Bill No. 848, Urgency and Concurrence: Ashburn, Cardoza, Granlund, and Margett—Aye.

Assembly Bill No. 950, Concurrence: Cardoza, Machado, and Margett—Aye.

Assembly Bill No. 1152, Concurrence: Bowen, Cardoza, and Margett—Aye.

Assembly Bill No. 1261, Concurrence: Baca, Bowen, Cardenas, Cardoza, Machado, Margett, and Oller—Aye.

Assembly Bill No. 1263, Concurrence: Margett—Aye.

Assembly Bill No. 1451, Concurrence: Campbell and Margett—Aye.

Assembly Joint Resolution No. 7, Concurrence: Campbell, Kuykendall, and Margett—Aye.

Assembly Joint Resolution No. 22, Concurrence: Cardoza—Aye.

Assembly Bill No. 180, Concurrence: Battin—Aye.

Assembly Bill No. 317, Concurrence: Cardenas and Machado—Aye.

Assembly Bill No. 354, Urgency and Concurrence: Cardenas, Machado, and Woods—Aye.

Assembly Bill No. 399, Concurrence: Cardenas and Machado—No.

Assembly Bill No. 689, Concurrence: Ortiz—Aye.

Assembly Bill No. 820, Concurrence: Cardenas, Lempert, Scott, and Sweeney—Aye.

Assembly Bill No. 892, Concurrence: Morrow—Aye.

Assembly Bill No. 1196, Concurrence: Baugh and Bowen—Aye.

Assembly Bill No. 1215, Concurrence: Prenter—Aye; Baugh and Morrow—No.

Assembly Bill No. 1565, Concurrence: Baugh, Olberg, Poochigian, and Prenter—Aye.

Consent Calendar: Wright—Aye.

Assembly Bill No. 1310, Concurrence: Baugh and Poochigian—No.

Assembly Bill No. 949, Concurrence: Baugh—No.

MOTION TO ADJOURN

At 11:30 a.m., Assembly Member Honda moved that the Assembly do now adjourn.

Assembly Member Brewer seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:31 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 24, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 329
Senate Bill No. 1051
Senate Bill No. 1100

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 329—An act to amend Sections 4181, 4181.1, and 4651 of, and to add Section 4181.2 to, the Fish and Game Code, relating to game, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1051—An act to amend Section 42249 of, and to add Section 42249.8 to, the Education Code, relating to education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1100—An act to amend Section 18025 of the Education Code, relating to libraries, 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 Housing and Community Development

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 275
Senate Bill No. 873

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

TORLAKSON, Chairman

Above bills ordered to second reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 24, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 78
Assembly Bill No. 143
Assembly Bill No. 655
Assembly Bill No. 1025
Assembly Bill No. 1372

And reports the same correctly enrolled, and presented to the Governor at 10:30 a.m., July 24, 1997.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 24, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 21

And reports the same correctly enrolled, and presented to the Secretary of State on the 24th day of July, 1997, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

INTRODUCTION OF GUESTS

Assembly Member Papan, of the 19th Assembly District, introduced Alexander Gallo, of Lafayette and Victor H. Laney, of Sacramento.

Assembly Member Napolitano, of the 58th Assembly District, introduced her brother and sister-in-law Mike and Lorna Flores, and their granddaughter Carrin Flores; and her Capitol staff Intern Mayling Wu, from U.C. Berkeley.

Assembly Member Kaloogian, of the 74th Assembly District, introduced Dennis Gilbert and Jocelyn Gilbert, of Carlsbad.

Assembly Member Wildman, of the 43rd Assembly District, introduced Mark Denger, Member of Sons of the American Revolution; Sally Kloppenburg, Member of Daughters of the American Revolution; and Steven Michael Denger, Krista Kloppenburg, and Erika Kloppenburg; Members of Children of the American Revolution.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Honda, the Assembly adjourned until 1:30 p.m., Monday, July 28, 1997, or upon Call of the Speaker, out of respect to the memory of Leland Gleason, on motion of Assembly Member Scott; out of respect to the memory of Ret. Col. James R. Curran, on motion of Assembly Member Bowler; out of respect to the memory of Alexis Kissell, on motion of Assembly Member House; out of respect to the memory of Virginia Bailey Schallenberger, on motion of Assembly Member Napolitano; out of respect to the memory of Mary Palermo, on motion of Assembly Member Leach; out of respect to the memory of Ralph Ruggieri, on motion of Assembly Member Sweeney; out of respect to the memory of Dennis Schatzman, on motion of Assembly Member Wright; out of respect to the memory of Joaquin Peter Bettencourt and Lou Silveira, on motion of Assembly Member Torlakson; and out of respect to the memory of Timothy James Logan and Lawrence Henry Ashurst, on motion of Assembly Member Oller.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 24, 1997

The following measures were amended in the Assembly on this day:

AB	RN
1418	9718873

AJR	RN
2	9719157

SB	RN
48	9719419
67	9719646
79	9719546
193	9718857
329	9719442
335	9718458
380	9718462
461	9718860
465	9719090
578	9719215
795	9719135
931	9719073
1051	9719548
1100	9719441
1271	9719469
Daily Total:	**17**
Cumulative Total:	**2924**

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 28, 1997

ONE HUNDRED FIFTEENTH SESSION DAY

TWO HUNDRED THIRTY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, July 28, 1997

The Assembly met at 1:30 p.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Firestone 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 Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—79:

Ackerman	Ducheny	Leonard	Pringle
Aguiar	Escutia	Machado	Richter
Alby	Figueroa	Margett	Runner
Alquist	Firestone	Martinez	Scott
Aroner	Floyd	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Vincent
Brewer	Kaloogian	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker
Davis	Lempert	Prenter	

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Lord Almighty, You dwell on high and look down on things that are lowly. You examine the hearts of us all and know all our secrets. Accept our supplications this day and forgive us our faults in thought, word or deed. Make us temples of Your Holy Spirit that we may pass through this life with a vigilant heart and a sober mind. Lord, You are the true light that enlightens and sanctifies all, and You are praised by all creation.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Hertzberg 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 Shelley, seconded by Assembly Member Kuykendall.

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 Caldera.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

July 28, 1997

Hon. Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This letter is to request that I be excused from session on July 28, 1997, due to legislative business in my district office.

Thank you for your attention to this matter.

Sincerely,

LOUIS CALDERA, Assembly Member
Forty-sixth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 25, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I am appointing the following Assemblymembers to the Select Committee on Entertainment and the Arts:

Robert Hertzberg, Jim Battin, Scott Wildman, Sheila Kuehl, Kevin Murray and Steven T. Kuykendall.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 25, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Government Code Sec. 8501, I have named Mr. Daniel W. Hancock to serve on the Little Hoover Commission, Milton Marks Commission on CA State Government Organization and Economy. The effective date of the appointment is July 31, 1997, and this is a term appointment, ending on January 1, 2001. Mr. Hancock will be replacing Mr. Michael E. Alpert.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 28, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Denise Ducheny to the Assembly Joint Committee on Rules replacing Assemblymember Joe Baca for Monday, July 28, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 28, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Denise Ducheny to the Assembly Rules Committee replacing Assemblymember Joe Baca for Monday, July 28, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 24, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 22
Assembly Joint Resolution No. 28

And reports the same correctly enrolled, and presented to the Secretary of State on the 24th day of July, 1997, at 3:15 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 28, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 7

And reports the same correctly enrolled, and presented to the Secretary of the State on the 28th day of July, 1997, at 11:45 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 28, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1418

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, July 28, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 2

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 Concurrent Resolution No.	*Committee*
73	Budget

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

Date of Hearing: July 23, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1121

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: July 23, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 464
Senate Bill No. 951

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 517

With amendments with the recommendation: Amend, and do pass, as amended.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 780

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

July 25, 1997

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: The Senate this day rescinded the action whereby it concurred in Assembly amendments to Senate Bill 467. The Senate then ordered the bill returned to the Assembly.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

Senate Chamber, July 25, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 360

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, July 25, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 611
Assembly Bill No. 1126
Assembly Bill No. 1564

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 25, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 47
Senate Bill No. 183

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Assembly Bill No. 399:

Gallegos, Granlund, and Honda.

ADJOURN IN MEMORY

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 Rev. Grover Cleveland Stephens Jr., of Hughson.

ADJOURN IN HONOR

Assembly Member Migden was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of Alyssa Danielle Alvarez, born on July 24, 1997 to Danny and Lynn Alvarez.

ADJOURN IN MEMORY

Assembly Member Thomson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Allen Dale Lacky, of Woodland.

Assembly Member Cardoza was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Robert Hawthorn, of Atwater.

Assembly Members Ducheny and Davis were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Eleanor Forester, of San Diego.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Battin on the occasion of his birthday.

BILLS RETURNED TO SENATE

Without objection, Assembly Member Lempert returned Assembly Bill No. 1022 to the Senate for further action.

Without objection, Assembly Member Ashburn returned Assembly Bill No. 500 to the Senate for further action.

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Without reference to file without objection, the Speaker re-referred Assembly Bill No. 360 to the Committee on Utilities and Commerce, pursuant to Assembly Rule 77.2.

Parliamentary Inquiry

Assembly Member Kuykendall arose to the following parliamentary inquiry:

What course of action is required to waive rules to permit Assembly Bill No. 360 to be heard in the Committee on Utilities and Commerce?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that waiver of Joint Rule 62(a) may be granted by the House.

JOINT RULE 62(a) WAIVED

Assembly Member Leonard was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 360 for hearing in the Committee on Utilities and Commerce.

REQUEST FOR PHOTOGRAPHER

Assembly Member Frusetta was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

RECESS

By unanimous consent, at 2:10 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Frusetta introduced Tsering Chodak, a soldier in the Tibetan Army who accompanied the Dalai Lama in the flight from Tibet in 1959, and commended his courage and devotion in overcoming difficult circumstances to make a better life in the State of California.

Assembly Member Frusetta also introduced family members Tsering Youdon and Tsering Thakchoe Lama.

REASSEMBLED

At 2:12 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

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. 1418, 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. 193, and **461,** ordered to third reading;

Senate Bills Nos. 335, 380, and **465,** ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 402—An act to add Part 4.5 (commencing with Section 124960) to Division 106 of the Health and Safety Code, relating to health.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1080—An act to amend Sections 15052 and 16956 of, and to repeal and add Section 16955.5 of, the Corporations Code, relating to limited liability partnerships.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 867—An act to amend Section 96.31 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1240—An act to add Section 51256 to, and to add and repeal Section 51257 of, the Government Code, relating to the Williamson Act.

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. 920—An act to amend Section 112895 of the Health and Safety Code, relating to food labeling.

Bill read second time; amendments proposed by the Committee on Agriculture read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 19—An act to amend Sections 639, 1033.5, and 1286.2 of, to add Sections 1280.1 and 1286.5 to, to add and repeal Title 11.5 (commencing with Section 1770) of Part 3 of, and to repeal Section 1775.16 of, the Code of Civil Procedure, and to amend Section 68616 of the Government Code, relating to alternative dispute resolution.

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. 661—An act to add Section 13307.1 to the Water Code, relating to water.

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. 275—An act to amend Sections 33080.1 and 33349 of, and to add Sections 33437.5 and 33763.5 to, the Health and Safety Code, relating to redevelopment.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 873—An act to add Section 115930 to the Health and Safety Code, relating to pool safety.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1132 (Alby)—An act to amend Section 2085.5 of the Penal Code, and to amend Section 1752.81 of the Welfare and Institutions Code, relating to restitution.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Ducheny	Leonard	Pringle
Aguiar	Escutia	Machado	Runner
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Martinez	Shelley
Aroner	Frusetta	Mazzoni	Sweeney
Ashburn	Gallegos	McClintock	Takasugi
Baca	Goldsmith	Migden	Thompson
Baldwin	Granlund	Miller	Thomson
Battin	Havice	Morrissey	Torlakson
Baugh	Hertzberg	Morrow	Villaraigosa
Bordonaro	Honda	Murray	Vincent
Bowler	House	Napolitano	Washington
Brewer	Kaloogian	Olberg	Wayne
Brown	Keeley	Oller	Wildman
Campbell	Knox	Ortiz	Woods
Cardenas	Kuehl	Pacheco	Wright
Cardoza	Kuykendall	Papan	Mr. Speaker
Cunneen	Leach	Poochigian	
Davis	Lempert	Prenter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 757 (Escutia)—An act to add Sections 1254.6 and 1596.847 to the Health and Safety Code, relating to infant safety.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—63

Aguiar	Ducheny	Leach	Scott
Alby	Escutia	Lempert	Shelley
Alquist	Figueroa	Machado	Strom-Martin
Aroner	Firestone	Margett	Sweeney
Ashburn	Frusetta	Martinez	Takasugi
Baca	Gallegos	Mazzoni	Thomson
Battin	Goldsmith	Migden	Torlakson
Bordonaro	Granlund	Miller	Villaraigosa
Bowler	Havice	Morrissey	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Napolitano	Wayne
Campbell	House	Ortiz	Wildman
Cardenas	Keeley	Pacheco	Woods
Cardoza	Knox	Papan	Wright
Cunneen	Kuehl	Poochigian	Mr. Speaker
Davis	Kuykendall	Prenter	

NOES—10

Ackerman	Leonard	Olberg	Thompson
Baldwin	McClintock	Oller	
Kaloogian	Morrow	Runner	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 503 (Cardoza)—An act to amend Section 12728 of the Business and Professions Code, relating to weights and measures.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Ackerman	Ducheny	Leonard	Pringle
Aguiar	Escutia	Machado	Richter
Alby	Figueroa	Margett	Runner
Alquist	Firestone	Martinez	Scott
Aroner	Frusetta	Mazzoni	Shelley
Ashburn	Gallegos	McClintock	Strom-Martin
Baca	Goldsmith	Migden	Sweeney
Baldwin	Granlund	Miller	Takasugi
Battin	Havice	Morrissey	Thompson
Baugh	Hertzberg	Morrow	Thomson
Bordonaro	Honda	Murray	Torlakson
Bowler	House	Napolitano	Villaraigosa
Brewer	Kaloogian	Olberg	Vincent
Brown	Keeley	Oller	Washington
Campbell	Knox	Ortiz	Wayne
Cardenas	Kuehl	Pacheco	Wildman
Cardoza	Kuykendall	Papan	Woods
Cunneen	Leach	Poochigian	Wright
Davis	Lempert	Prenter	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 676 (Strom-Martin)—An act to add Article 9 (commencing with Section 39280) to Chapter 2 of Part 23 of, the Education Code, relating to school safety.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Escutia	Lempert	Scott
Alby	Figueroa	Machado	Shelley
Alquist	Firestone	Margett	Strom-Martin
Aroner	Floyd	Martinez	Sweeney
Ashburn	Frusetta	Mazzoni	Takasugi
Baca	Gallegos	Migden	Thomson
Battin	Goldsmith	Miller	Torlakson
Bordonaro	Granlund	Morrissey	Villaraigosa
Bowler	Havice	Murray	Vincent
Brewer	Hertzberg	Napolitano	Washington
Brown	Honda	Ortiz	Wayne
Campbell	House	Pacheco	Wildman
Cardenas	Keeley	Papan	Wright
Cardoza	Knox	Perata	Mr. Speaker
Cunneen	Kuehl	Poochigian	
Davis	Kuykendall	Prenter	
Ducheny	Leach	Richter	

NOES—11

Ackerman	Kaloogian	Morrow	Runner
Baldwin	Leonard	Olberg	Thompson
Baugh	McClintock	Pringle	

Above bill ordered enrolled.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 620, 949, and 452 were continued until Thursday, July 31, 1997.

ACTION RESCINDED ON SENATE BILL NO. 132

Assembly Member Kuykendall was granted unanimous consent to rescind the action whereby the Assembly on, July 14, 1997 (Assembly Journal, page 3176), passed Senate Bill No. 132, and whereby the bill was ordered transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Bill

SENATE BILL NO. 839 (Karnette)—An act to amend Section 35700.5 of the Vehicle Code, relating to vehicles.

Bill read third time, and passed by the following vote:

AYES—77

Ackerman	Escutia	Margett	Runner
Aguiar	Figueroa	Martinez	Scott
Alby	Firestone	Mazzoni	Shelley
Alquist	Floyd	McClintock	Strom-Martin
Aroner	Frusetta	Migden	Sweeney
Ashburn	Gallegos	Miller	Takasugi
Baca	Goldsmith	Morrissey	Thompson
Baldwin	Granlund	Morrow	Thomson
Battin	Havice	Murray	Torlakson
Baugh	Hertzberg	Napolitano	Villaraigosa
Bordonaro	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	
Davis	Leonard	Pringle	
Ducheny	Machado	Richter	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 386 BY UNANIMOUS CONSENT

Assembly Member Hertzberg was granted unanimous consent to take up Senate Bill No. 386, out of order.

SENATE BILL NO. 386 (Kopp)—An act to amend Section 1382 of the Penal Code, relating to criminal procedure.

Bill read third time.

Motion to Amend

Assembly Member Hertzberg 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. 903 BY UNANIMOUS CONSENT

Assembly Member Figueroa was granted unanimous consent to take up Senate Bill No. 903, out of order.

SENATE BILL NO. 903 (Lee)—An act to add Article 6.5 (commencing with Section 124118) to Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, relating to child health.

Bill read third time.

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.

ADJOURN IN MEMORY

Assembly Members Papan and Migden were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Helen Menicou of Milbrae.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1178 (Davis)—An act to amend Section 17533.6 of, and to add Sections 17537.8 and 17537.9 to, the Business and Professions Code, relating to unfair 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—64

Ackerman	Figueroa	Leach	Prenter
Aguiar	Firestone	Lempert	Scott
Alby	Floyd	Machado	Shelley
Alquist	Frusetta	Martinez	Strom-Martin
Aroner	Gallegos	Mazzoni	Sweeney
Baca	Goldsmith	Migden	Takasugi
Battin	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Brewer	Hertzberg	Murray	Villaraigosa
Brown	Honda	Napolitano	Vincent
Cardenas	House	Oller	Washington
Cardoza	Kaloogian	Ortiz	Wayne
Cunneen	Keeley	Pacheco	Wildman
Davis	Knox	Papan	Woods
Ducheny	Kuehl	Perata	Wright
Escutia	Kuykendall	Poochigian	Mr. Speaker

NOES—8

Baugh	Campbell	McClintock	Olberg
Bowler	Leonard	Miller	Thompson

Above bill ordered enrolled.

CAUCUS ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that the Democratic Caucus would meet in the Assembly Lounge and the Republican Caucus would meet in the Tom Bane Rules Committee Room, upon adjournment of Floor session.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 1132, Concurrence: Ackerman, Baca, Brown, Ducheny, Goldsmith, Honda, Kaloogian, Olberg, Ortiz, and Wildman—Aye.

Assembly Bill No. 757, Concurrence: Baca, Brown, Ducheny, Granlund, Honda, Ortiz, Wildman, and Woods—Aye; Ackerman, Kaloogian, and Olberg—No.

Assembly Bill No. 503, Concurrence: Baca, Brown, Honda, Kaloogian, Olberg, Ortiz, and Wildman—Aye.

Assembly Bill No. 676, Concurrence: Baca, Honda, Ortiz, and Wildman—Aye; Kaloogian and Olberg—No.

Consent Calendar: Baca—Aye.

Assembly Bill No. 1178, Concurrence: Aguiar, Baca, Pacheco, and Takasugi—Aye.

MOTION TO ADJOURN

At 2:31 p.m., Assembly Member House moved that the Assembly do now adjourn.

Assembly Member Washington seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:32 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 74—Kaloogian. Relative to Workplace Fitness Month.

HOUSE RESOLUTION NO. 39—Strom-Martin. Relative to sister cities.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 28, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 413	Senate Bill No. 810
Senate Bill No. 472	Senate Bill No. 936
Senate Bill No. 659	Senate Bill No. 1034

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 413—An act to add and repeal Section 1260 of the Health and Safety Code, relating to health, and declaring the urgency thereof, to take effect immediately.

Bill read second time; 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. 472—An act to amend Sections 6450, 6453, and 6455 of, and to add Sections 6440, 6459, and 6460 to, the Fish and Game Code, relating to fish, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 659—An act to amend Sections 25404.2 and 25404.3 of, and to add Section 25404.7 to, the Health and Safety Code, relating to hazardous waste and materials.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 810—An act to amend Sections 654, 654.05, 654.06, 655.3, and 668 of the Harbors and Navigation Code, and to amend Section 256 of the Welfare and Institutions Code, relating to vessels.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 936—An act to amend Sections 11475.8 and 15200.8 of, to add and repeal Section 15200.92 of, and to repeal and add Section 15200.91 of, the Welfare and Institutions Code, relating to human services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1034—An act to amend Sections 117670, 117680, 117690, 117705, 117755, and 117760 of, to add Sections 117672, 117776, 117777, 117778, and 118005 to, and to add Chapter 9.5 (commencing with Section 118321) to Part 14 of Division 104 of, the Health and Safety Code, relating to trauma scene 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

July 28, 1997

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 9

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CALDERA, Chairman

ASSEMBLY BILL NO. 9—An act to add Sections 18152 and 24996 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 Agriculture

Date of Hearing: July 28, 1997

Mr. Speaker: Your Committee on Agriculture reports:

Assembly Bill No. 440

With the recommendation: That the Senate amendments be concurred in.

CARDOZA, Chairman

Above bill ordered to unfinished business.

Committee on Rules

Date of Hearing: July 28, 1997

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 66

With the recommendation: That the resolution be re-referred to the Committee on Transportation.

PERATA, Chairman

Above resolution re-referred to the Committee on Transportation.

MESSAGES FROM THE SENATE

July 28, 1997

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 1255 to the Assembly for further action.

Sincerely,

Gregory Schmidt
Secretary of the Senate

Above bill held at the Desk.

Senate Chamber, July 28, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 170
Assembly Bill No. 300
Assembly Bill No. 1207

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 28, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to:

Senate Bill No. 250
Senate Bill No. 1227.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, July 28, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 97
Senate Bill No. 112
Senate Bill No. 138
Senate Bill No. 171
Senate Bill No. 292
Senate Bill No. 1296

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 28, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 237
Assembly Bill No. 289
Assembly Bill No. 299
Assembly Bill No. 317
Assembly Bill No. 331
Assembly Bill No. 354
Assembly Bill No. 380
Assembly Bill No. 442
Assembly Bill No. 447
Assembly Bill No. 477
Assembly Bill No. 558
~~Assembly Bill No. 568~~
Assembly Bill No. 578
Assembly Bill No. 820
Assembly Bill No. 848
Assembly Bill No. 854
Assembly Bill No. 866
~~Assembly Bill No. 892~~
Assembly Bill No. 927
Assembly Bill No. 950

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., July 28, 1997.

E. DOTSON WILSON, Chief Clerk

(NOTE: On August 7, 1997, the action was rescinded whereby Assembly Bill No. 568 was reported correctly enrolled and presented to the Governor. See page 3536.)

(NOTE: On August 7, 1997, the action was rescinded whereby Assembly Bill No. 892 was reported correctly enrolled and presented to the Governor. See page 3538.)

Assembly Chamber, July 28, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1152	Assembly Bill No. 1261
Assembly Bill No. 1196	Assembly Bill No. 1263
Assembly Bill No. 1215	Assembly Bill No. 1451

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., July 28, 1997.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE GOVERNOR

The following veto message from the Governor was received and ordered printed in the Journal and the bill ordered to the unfinished business file:

Veto Message—Assembly Bill No. 967

Governor's Office, Sacramento
July 27, 1997

To the Members of the California Assembly:

I am returning Assembly Bill 967 without my signature.

This bill would allow the Director of the Department of Health Services to request, but not require, an eligible metropolitan area, as defined under Title 42, United States Code, or county to shift local or federal funds to administer the AIDS Drug Assistance Program (ADAP).

The ongoing fiscal integrity of ADAP is dependent upon the annual identification of sufficient budget year funding including potential fiscal participation of counties who are Ryan White CARE Act Title I Eligible Metropolitan Areas (EMAs). To ensure the ADAP program has the financial resources to make medical breakthroughs available for persons with AIDS, it is important to have the necessary flexibility to fund the program. This bill, however, would preclude mandatory EMA county participation as a funding option, thereby limiting the state's options to fund this program.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 28th day of July 1997, at 3 p.m., of Assembly Bill No. 967, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Karen Morgan.

MELISSA SWART-WEIKEL
Acting Chief Clerk

INTRODUCTION OF GUESTS

Assembly Member Olberg, of the 34th Assembly District, introduced his daughter Lindy Olberg, of Victorville.

Assembly Member Cardenas, of the 39th Assembly District, introduced his wife Norma, son Cristian Cardenas, and daughter Vanessa Narvaez, of Sylmar.

Assembly Member Gallegos, of the 57th Assembly District, introduced John Paul Gondek, and the teachers and students from Children's World Learning Center, in Carmichael.

Assembly Member House, of the 25th Assembly District, introduced his sister and brother-in-law Irma and Wendall Rapier, their son and daughter-in-law Gregory and Lori Rapier, and their son Gregory N. Rapier; and Tammy and Torrance Chumbley, and their son Trevor Chumbley.

Assembly Member Campbell, of the 71st Assembly District, introduced his son Chris Campbell, of Villa Park, and his friend Daniela Corvalan, of Santiago, Chile.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member House, the Assembly adjourned until 7 a.m., Tuesday, July 29, 1997, out of respect to the memory of Rev. Grover Cleveland Stephens Jr., on motion of Assembly Member House; out of respect to the memory of Allen Dale Lacky, on motion of Assembly Member Thomson; out of respect to the memory of Robert Hawthorn, on motion of Assembly Member Cardoza; out of respect to the memory of Eleanor Forester, on motion of Assembly Members Ducheny and Davis; out of respect to the memory of Helen Menicou, on motion of Assembly Members Papan and Migden; and in honor of the birth of Alyssa Danielle Alvarez, on motion of Assembly Member Migden.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 28, 1997

The following measures were amended in the Assembly on this day:

AB	RN
9	9719612

SB	RN
19	9719576
275	9719013
386	9719742
413	9719554
472	9719652
659	9719747
661	9719466
810	9719343
873	9719566
903	9719284
920	9719271
936	9719564
1034	9719585
1240	9719657
Daily Total:	**15**
Cumulative Total:	**2939**

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, July 29, 1997

ONE HUNDRED SIXTEENTH SESSION DAY

TWO HUNDRED FORTIETH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, July 29, 1997

The Assembly met at 7 a.m.
Hon. Robert Prenter, Assembly Member, 30th 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—73:

Ackerman	Escutia	Martinez	Scott
Aguiar	Figueroa	Mazzoni	Shelley
Alby	Firestone	McClintock	Strom-Martin
Alquist	Floyd	Migden	Sweeney
Aroner	Frusetta	Miller	Takasugi
Ashburn	Gallegos	Morrissey	Thompson
Baldwin	Goldsmith	Morrow	Thomson
Battin	Granlund	Murray	Torlakson
Baugh	Havice	Napolitano	Villaraigosa
Bordonaro	Hertzberg	Olberg	Vincent
Bowen	Honda	Oller	Washington
Bowler	House	Ortiz	Wayne
Brewer	Kaloogian	Pacheco	Wildman
Brown	Knox	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Lempert	Poochigian	Mr. Speaker
Cardoza	Leonard	Prenter	
Davis	Machado	Pringle	
Ducheny	Margett	Runner	

Quorum present.

At 2:10 p.m., Hon. Jim Morrissey, 69th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

*On legislative business: Assembly Members Caldera, * Cunneen, Keeley, Leach, and Richter.*

(NOTE: * Per diem waived during period of 1997 Budget delay. See Assembly Journal, (July 18, 1997, page 3267.)

On personal business, and waiving per diem: Assembly Members Baca and Kuehl.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 29, 1997

Hon. Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This letter is to request that I be excused from session on July 29, 1997, due to legislative business in my district office.

Thank you for your attention to this matter.

Sincerely,

LOUIS CALDERA, Assembly Member
Forty-sixth District

July 28, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Check-in Session Tuesday, July 29, and Wednesday, July 30, due to Legislative Business in my district.

Thank you for your consideration of this request.

Sincerely,

JIM CUNNEEN, Assembly Member
Twenty-fourth District

July 29, 1997

Hon. Cruz Bustamante
Speaker, California State Assembly
State Capitol—Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Check-In Session on Tuesday, July 29, 1997. I will be in my district on legislative business, however, I will return in time for Check-In on Wednesday, July 30, by 3:00 p.m.

Thank you for your consideration of this request.

Sincerely,

FRED KEELEY, Assembly Member
Twenty-seventh District

July 28, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
Room 219
State Capitol
Sacramento, California

Dear Mr. Speaker: Please excuse me from Check-In Floor Session on July 29, 1997, due to previously scheduled legislative business in my district.

Thank you for your attention to this request.

Sincerely,

LYNNE C. LEACH, Assembly Member
Fifteenth District

July 28, 1997

The Honorable Cruz Bustamante
Speaker of the House
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Please excuse me from Check-in Session, July 29, and 30, due to scheduled appointments with constituents in the District office.

Thank you for your consideration.

Sincerely,

BERNIE RICHTER, Assembly Member
Third District

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

July 18, 1997

E. Dotson Wilson
Chief Clerk
California State Assembly
State Capitol
Sacramento, California

Dear Mr. Wilson: Please be advised that I will be forfeiting my per diem upon adjournment of session July 18, 1997, through August 17, 1997. The period reflects the summer recess scheduled for the Legislature.

I do not believe I should benefit from the additional per diem I would receive simply because a state budget has not been passed.

Sincerely,

HOWARD WAYNE, Assembly Member
Seventy-eighth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 28, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 180
Assembly Bill No. 216
Assembly Bill No. 666
Assembly Bill No. 689
Assembly Bill No. 788

And reports the same correctly enrolled, and presented to the Governor at 3:15 p.m., July 28, 1997.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 29, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 9

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

AUTHOR'S AMENDMENTS

Committee on Insurance

July 29, 1997

Mr. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 319

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FIGUEROA, Chairwoman

SENATE BILL NO. 319—An act to amend Section 1057.6 of, and to add Sections 1057.61, 1057.62, and 1057.63 to, the Civil Code, and to add Sections 12340.12 and 12340.13 to the Insurance Code, relating to title insurance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on International Trade and Development

Date of Hearing: July 17, 1997

Mr. Speaker: Your Committee on International Trade and Development reports:

Senate Bill No. 200

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.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1121—An act to amend Sections 8502 and 8801.5 of 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 re-referred to the Committee on Appropriations.

SENATE BILL NO. 464—An act to add Sections 12836 and 12837 to the Food and Agricultural Code, relating to pesticides.

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. 951—An act to amend Section 830.3 of the Penal Code, relating to peace officers, 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. 517—An act to add Section 3482.1 to the Civil Code, relating to nuisance.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 780—An act to amend Sections 146.5, 6980.23, 6980.33, 6980.48, 7504.7, 7506.9, 7506.10, 7507.10, 7507.13, 7529, 7582.13, 7583.20, 7583.32, 7593.11, 7596, 7596.7, 7598.14, 7598.17, 9810, 9830.5, 9832, 9832.5, 9847.5, 9849, 9851, 9853, 9855.2, 9855.3, 9855.9, 9860, 9862.5, 9863, 9873, 19008, 19010, 19080, 19123.4, and 19208 of, to amend, repeal, and add Sections 6980.79, 7511, 7570, 7588, and 7599.70 of, to add Section 9814.5 to, to repeal Section 9854 of, to add and repeal Section 9812.5 of, and to repeal and add Sections 7558 and 7586 of, the Business and Professions Code, and to amend Sections 1791 and 1794.4 of the Civil Code, relating to consumer affairs, and making an appropriation therefor.

Bill read 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 COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Select Committee on Aerospace, on August 19, 1997, at 1:30 p.m.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 29, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 313

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m. July 29, 1997.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 5 p.m., the Assembly adjourned until 7 a.m., Wednesday, July 30, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 29, 1997

The following measures were amended in the Assembly on this day:

SB	RN
319	9719726
464	9719625
517	9719598
780	9719539
951	9719628
1121	9719618
Daily Total:	**6**
Cumulative Total:	**2945**

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, July 30, 1997

ONE HUNDRED SEVENTEENTH SESSION DAY

TWO HUNDRED FORTY-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, July 30, 1997

The Assembly met at 7 a.m.
Hon. George House, Assembly Member, 25th 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—67:

Ackerman	Cardoza	Kuykendall	Poochigian
Aguiar	Davis	Lempert	Pringle
Alby	Ducheny	Leonard	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Martinez	Sweeney
Baca	Floyd	Mazzoni	Takasugi
Baldwin	Gallegos	McClintock	Thompson
Battin	Goldsmith	Migden	Thomson
Baugh	Granlund	Miller	Torlakson
Bordonaro	Havice	Morrissey	Vincent
Bowen	Hertzberg	Morrow	Washington
Bowler	Honda	Napolitano	Wayne
Brewer	House	Olberg	Wildman
Brown	Kaloogian	Ortiz	Woods
Campbell	Keeley	Pacheco	Mr. Speaker
Cardenas	Knox	Papan	

Quorum present.

At 2:02 p.m., Hon. Howard Kaloogian, 74th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

*On legislative business: Assembly Members Caldera, * Cunneen, Frusetta, Kuehl, Leach, Murray, Oller, Prenter, Richter, Strom-Martin, Villaraigosa, and Wright.*

(NOTE: * Per diem waived during period of 1997 Budget delay. See Assembly Journal, (July 18, 1997, page 3267.)

Because of illness in his family: Assembly Member Perata.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 30, 1997

Hon. Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This letter is to request that I be excused from check-in session on Wednesday, July 30, 1997, due to legislative business in my district office.

Sincerely,

LOUIS CALDERA, Assembly Member
Forty-sixth District

July 28, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I humbly request to be excused from session on July 30 and July 31 of 1997. I have to attend to legislative business in my district. I will be surveying dangerous sections of various highways.

Please contact me at 445-7380 with any questions.

Sincerely,

PETER FRUSETTA, Assembly Member
Twenty-eighth District

July 28, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I am requesting an excused absence Wednesday, July 30, 1997 so I may attend to legislative business. Appropriations Committee, of which I am a member, will meet on July 30. Please appoint a temporary replacement to sit on the Appropriations Committee for the July 30 meeting.

Thank you for your kind consideration of this request.

Sincerely,

SHEILA JAMES KUEHL, Assembly Member
Forty-first District

July 29, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
Room 219
State Capitol
Sacramento, California

Dear Mr. Speaker: Please excuse me from Check-in Floor Session on July 30, 1997, due to previously scheduled legislative business in my district.

Thank you for your attention to this request.

Sincerely,

LYNNE C. LEACH, Assembly Member
Fifteenth District

July 29, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request authorization to travel to my district today, July 29, 1997 for legislative business and also be excused from Check-In Session, Wednesday, July 30, 1997. I will return to Sacramento the evening of July 30, 1997.

Sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

July 29, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I have legislative business in my district tomorrow and am requesting to be excused from check-in session for Wednesday, July 30th. Thank you for your consideration.

Sincerely,

THOMAS "RICO" OLLER, Assembly Member
Fourth District

July 29, 1997

The Honorable Cruz Bustamante
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I respectfully request that I be excused from Check-in Session on Wednesday, July 30, 1997. I will be in my District on legislative business.

Thank you for your consideration. Please contact my staff at 445-7558 with any questions or concerns.

Sincerely,

ROBERT PRENTER, Assembly Member
Thirtieth District

July 30, 1997

The Honorable Cruz Bustamante
Speaker of the California State Assembly
State Capitol
Sacramento, California

Dear Speaker Bustamante: Please excuse me from Assembly Check In Session on Wednesday, July 30, 1997. I will be in my district for legislative business.

Thank you for your attention to this request.

Sincerely,

VIRGINIA STROM-MARTIN, Assembly Member
First District

July 28, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I respectfully request permission to be excused from Check-in Session and Appropriations Committee on Wednesday, July 30, 1997, as I will be in my district on legislative business.

Thank you for your consideration of this request.

Sincerely,

ANTONIO R. VILLARAIGOSA, Assembly Member
Forty-fifth District

July 29, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request permission to travel to my district on legislative business. I have meetings and appointments scheduled that I would like to keep if possible. I plan to be in the district Tuesday afternoon through Wednesday, July 30, 1997. I will be back in Sacramento in time for Floor Session on Thursday, July 31, 1997.

Should you have any questions, please feel free to contact me at (916) 445-2363. Thank you for your immediate attention to this request.

Sincerely,

RODERICK D. WRIGHT, Assembly Member
Forty-eighth District

(NOTE: For letters explaining the absences of Assembly Members Cunneen and Richter on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for July 29, 1997.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 30, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Martin Gallegos to replace Assemblymember Antonio Villaraigosa on the Assembly Appropriations Committee for today, July 30, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 30, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Robert Hertzberg to replace Assemblymember Don Perata on the Assembly Appropriations Committee for today, July 30, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

July 30, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Mike Honda to replace Assemblymember Sheila Kuehl on the Assembly Appropriations Committee for today, July 30, 1997, only.

Thank you for your attention to this request.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 30, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 503
Assembly Bill No. 676
Assembly Bill No. 757
Assembly Bill No. 1132
Assembly Bill No. 1178

And reports the same correctly enrolled, and presented to the Governor at 11 a.m., July 30, 1997.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS

Committee on Appropriations

July 30, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 687
Senate Bill No. 1141

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 687—An act to add Section 1374.14 to the Health and Safety Code, and to add Section 10123.86 to 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.

SENATE BILL NO. 1141—An act to add Section 138.7 to the Labor Code, relating to workers' compensation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: July 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 94
Senate Bill No. 1323

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 468
Senate Bill No. 602
Senate Bill No. 816
Senate Bill No. 969
Senate Bill No. 993

With the recommendation: Do pass.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 245	Senate Bill No. 471
Senate Bill No. 363	Senate Bill No. 952
Senate Bill No. 450	Senate Bill No. 1078

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.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 247

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 464, 951, 517, and **780,** ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 200—An act to add Section 7073.8 to the Government Code, and to amend Sections 17053.74 and 23622.7 of, to add Sections 17053.47 and 23622.8 to, and to repeal and amend Sections 17053.70, 17053.75, 17235, 23612.2, and 24384.5 of, the Revenue and Taxation Code, relating to economic development.

Bill read second time; amendments proposed by the Committee on International Trade and Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Thursday, July 31, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 30, 1997

The following measures were amended in the Assembly on this day:

SB	RN
200	9719820
687	9719896
1141	9719982
Daily Total:	**3**
Cumulative Total:	**2948**

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 31, 1997

ONE HUNDRED EIGHTEENTH SESSION DAY

TWO HUNDRED FORTY-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, July 31, 1997

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—68:

Ackerman	Figueroa	Leonard	Pringle
Aguiar	Firestone	Machado	Runner
Alquist	Floyd	Margett	Scott
Aroner	Frusetta	Martinez	Shelley
Ashburn	Gallegos	Mazzoni	Strom-Martin
Baca	Goldsmith	McClintock	Sweeney*
Baldwin	Granlund	Miller	Takasugi
Battin	Havice	Morrissey	Thompson
Baugh	Hertzberg	Morrow	Thomson
Bordonaro	Honda	Napolitano	Torlakson
Bowen	House	Olberg	Villaraigosa
Bowler	Kaloogian	Ortiz	Vincent
Cardenas	Keeley	Pacheco	Washington
Cardoza	Knox	Papan	Wayne
Davis	Kuykendall	Perata	Wildman
Ducheny	Leach	Poochigian	Woods
Escutia	Lempert	Prenter	Mr. Speaker

Quorum present.

At 12:05 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 Members Alby, Brewer, Brown, Caldera, * Cunneen, Migden, Murray, Oller, Richter, and Wright.*

(NOTE: * Per diem waived by Assembly Member Cunneen during period of 1997 Budget delay. See Assembly Journal, page 3267; per diem waived by Assembly Member Sweeney for this day pursuant to communication of August 4, 1997. See page 3475.)

On legislative business, and waiving per diem: Assembly Member Campbell.

On personal business, and waiving per diem: Assembly Member Kuehl.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 31, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol
Room 219
Sacramento, California

Dear Mr. Speaker: Due to an event in my district, I will be unavailable for check-in session on Thursday, July 31, 1997.

Thank you for your consideration of this matter.

Cordially,

BARBARA ALBY, Assembly Member
Fifth District

July 30, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I am respectfully requesting to be excused from check-in session on Thursday, July 31, 1997, due to legislative business in my District Office. However, should the need arise for my return to Sacramento, I will gladly make the necessary arrangements to do so.

Thank you for your consideration of this request. If you have any questions, please do not hesitate to contact me at (916) 445-7222.

Sincerely,

MARILYN C. BREWER, Assembly Member
Seventieth District

July 30, 1997

The Honorable Cruz Bustamante
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I am writing to respectfully request that I be excused from Check-in Session on Thursday, July 31, for legislative business. I will be attending State Government Day at the Sonoma County Fair in Santa Rosa.

Should you have any questions concerning the above, please call my Chief of Staff, John Latimer, at 445-8492.

Sincerely,

VALERIE K. BROWN, Assembly Member
Seventh District

July 30, 1997

Hon. Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This letter is to request that I be excused from check-in session on Thursday, July 31, 1997, due to legislative business in my district office.

Sincerely,

LOUIS CALDERA, Assembly Member
Forty-sixth District

July 29, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I write to respectfully request to be excused from Session on Thursday, July 31, 1997, to attend to business in my Southern California district office. I am also requesting that my per diem for the day be waived.

If you have any questions, feel free to call Robert Becker at my office.

Thank you for your consideration in this matter.

Sincerely,

BILL CAMPBELL, Assembly Member
Seventy-first District

July 30, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Check-in Session Thursday, July 31, due to Legislative Business in my district.

Thank you for your consideration of this request.

Sincerely,

JIM CUNNEEN, Assembly Member
Twenty-fourth District

30 July 1997

The Honorable Cruz M. Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I am requesting to be excused from check-in session tomorrow, July 31, to attend to legislative business in my district.

Thank you for your consideration of this request.

Sincerely,

CAROLE MIGDEN, Assembly Member
Thirteenth District

July 30, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request permission to remain in my district to participate in a Town Hall Meeting. I will return to Sacramento in time for the Assembly Floor Session on Friday, August 1, 1997.

Thank you for your consideration.

Sincerely,

KEVIN MURRAY, Assembly Member
Forty-seventh District

July 30, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I have legislative business in my district today and tomorrow and am requesting to be excused from check-in session for Thursday, July 31st. Thank you for your consideration.

Sincerely,

THOMAS "RICO" OLLER, Assembly Member
Fourth District

July 28, 1997

The Honorable Cruz Bustamante
Speaker of the House
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I wish to be excused from session, for the date of July 31, on legislative business. I will be speaking at the California Council for Environmental and Economic Balance.

Thank you for your consideration.

Sincerely,

BERNIE RICHTER, Assembly Member
Third District

July 31, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I will be in my district on legislative business on Thursday, July 31, 1997. Since there will be no floor session on Friday, August 1, 1997, I will return to Sacramento for floor session on Monday. Thank you for your attention to this letter. If you should have any questions, please feel free to contact me at (213) 745-6656.

Sincerely,

RODERICK D. WRIGHT, Assembly Member
Forty-eighth District

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 75—Miller. Relative to Joint Rules 28, 29.5, 30, and 38.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, July 31, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61 (a) (2) as it relates to Assembly Bill No. 1397.

MARTIN GALLEGOS

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 31, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 79
Senate Bill No. 364
Senate Bill No. 576
Senate Bill No. 669

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 79—An act to amend Section 22050 of, to add Sections 20711 and 20792 to, and to add Article 130 (commencing with Section 21700) to Chapter 1.5 of Part 3 of Division 2 of, the Public Contract Code, relating to local agency contracts.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 364—An act to add and repeal Article 9.7 (commencing with Section 8420) of Chapter 2 of Part 3 of Division 6 of, and to repeal Section 8425 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.

SENATE BILL NO. 576—An act to amend Section 12463.3 of, and to add Section 53895.5 to, the Government Code, to amend Section 33080.6 of, to add Section 33672.7 to, and to add and repeal Section 33080.8 of, the Health and Safety Code, relating to redevelopment.

Bill read 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. 669—An act to add Sections 48645.8 and 51220.6 to the Education Code, and to add Sections 885.5, 896.5, 1124.5, and 1857.5 to the Welfare and Institutions Code, relating to parenting education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

July 31, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Assembly Bill No. 1397

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

ASSEMBLY BILL NO. 1397—An act to amend Section 14085.5 of the Welfare and Institutions Code, relating to human services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Judiciary

Date of Hearing: July 23, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 564

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.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

SENATE BILL NO. 94—An act to amend Sections 18895.2, 18897.63, and 18897.87 of, to add Sections 18897.1 and 18897.97 to, and to add Article 1.5 (commencing with Section 18896) to Chapter 2.5 of Division 8 of, the Business and Professions Code, relating to athlete agents.

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. 1323—An act to add Section 17039.3 to the Education Code, and to amend Section 13146.3 of the Health and Safety Code, relating to school 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.

SENATE BILL NO. 468—An act to add Section 1522.06 to the Health and Safety Code, relating to community care facilities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 602—An act to add Sections 5040, 6009.3, and 22252.5 to the Business and Professions Code, to add Section 1505 to the Financial Code, to amend Sections 18795 and 18796 of, and to add Section 18872 to, the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 816—An act to amend Section 7735 of, and to add and repeal Section 17530.7 of, the Business and Professions Code, relating to funeral practices.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 969—An act to relating to judges.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 993—An act to amend Section 25600 of, and to add Sections 23363.1 and 23363.2 to, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 245—An act to amend Section 24351 of, and to add Part 6 (commencing with Section 24450) of Division 9 to, the Public Utilities Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 363—An act to amend Sections 81007.5, 82015, 82025, 85200, and 85201 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 450—An act to amend Section 138.6 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 471—An act to amend Sections 22002, 22115, 22119.2, 22134, 22146, 22155, 22456, 22664, 22701, 22710, 22711, 22713, 22901, 22903, 22904, 22950, 22951, 22952, 22954, 22955, 23000, 23002, 23005, 23008, 24001, 24005, 24205, and 24950 of the Education Code, relating to school employees.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 952—An act to amend Section 51769 of the Education Code, and to amend Section 3368 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1078—An act to amend Section 290.4 of the Penal Code, relating to sex offenses.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 247—An act to amend Sections 19271 and 19272 of, and to amend and renumber Section 19532 of, the Revenue and Taxation Code, and to amend Section 11475.1 of, and to add Section 11479.1 to, the Welfare and Institutions Code, relating to support.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ADJOURNMENT

At 3:46 p.m., the Assembly adjourned until 11 a.m., Monday, August 4, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 31, 1997

The following measures were amended in the Assembly on this day:

AB	RN
1397	9720104

SB	RN
79	9720013
94	9715292
247	9719984
364	9719741
576	9719814
669	9719983
1323	9719690
Daily Total:	**8**
Cumulative Total:	**2956**

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, August 4, 1997

ONE HUNDRED NINETEENTH SESSION DAY

TWO HUNDRED FORTY-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, August 4, 1997

The Assembly met at 11 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Morrissey 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 11:22 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—80:

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Aroner	Firestone	Martinez	Scott
Ashburn	Floyd	Mazzoni	Shelley
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Honda	Napolitano	Villaraigosa
Brewer	House	Olberg	Vincent
Brown	Kaloogian	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Lord, God of our Salvation, We thank You for everything You do to benefit our lives. You give us rest through the night and raise us from our beds. We pray, O Lord, that You give us Your grace and strength, that we may sing to You in wisdom and pray to You unceasingly. For You are the helper and defender of our lives and we bless You forever.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Campbell 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 Havice, seconded by Assembly Member Alby.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

August 1, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
Room 219, State Capitol
Sacramento, California

Dear Mr. Speaker: I respectfully request that my per diem be waived for Thursday, July 31, 1997 and Friday, August 1, 1997.

Respectfully,

MICHAEL SWEENEY, Assembly Member
Eighteenth District

The following letters of transmittal were presented by the Speaker, and ordered printed in the Journal:

California State Auditor

97012
August 4, 1997

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 processing activity associated with reimbursement requests for certain prescribed drugs under the California Medical Assistance Program. These requests are known as drug treatment

authorization requests (TARs). This report concludes that the Department of Health Services needs to focus additional efforts on minimizing the time to process these requests, since some drug TARs were not processed within one workday, as required.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Health.

California State Auditor

96107.2
July 31, 1997

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 second audit report concerning the California State Lottery (lottery). This review completes our comprehensive performance audit of the lottery and focuses on the lottery's information technology operations. We also reviewed the contract and lawsuit between the lottery and High Integrity Systems, Inc. (HISI). The lottery filed the lawsuit in 1993 after it terminated the contract with HISI for the Scratcher automation project. This report concludes that the lottery is not effectively managing its information technology operations. Specifically, the lottery's Information Management and Services Division (IMS division) is not effectively managing its resources. In addition, the lottery's primary database is not structured to allow lottery staff direct access to retailer sales information. Also, the IMS division's service request process and Help Desk do not adequately meet the needs of lottery staff. Further, the lottery has not developed a long-term strategic plan for its IMS division.

During the procurement of and litigation related to the Scratcher automation project, the lottery's decisions strongly contributed to the failure of the project under the terms of the original contract. Further, the lottery was not aggressive in managing the lawsuit and may have been able to reach settlement much earlier. During the litigation and settlement process, the lottery incurred at least $7.5 million in contract dispute costs.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Governmental Organization.

California State Auditor

96015
July 24, 1997

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 1044, Statutes of 1990, the Bureau of State Audits presents its audit report concerning deficiencies we found in contracts between five state departments and their contractors. These deficiencies occurred because the departments' management of contracts and interagency agreements, current law related to public contracting, and the State's existing system for overseeing contracts have failed to prevent recurring contract deficiencies.

This report concludes that the state departments we reviewed did not always protect the public interest by adequately planning and managing contracts. We found that some departments restricted rather than fostered competition, did not ensure that all contracts contain specific terms so that contract or performance can be measured, and did not ensure that invoices were adequately supported or the goods received before the departments paid the contractors. We also found that one state department misused interagency agreements with the California state universities to avoid competitive bidding and incurred unnecessary administrative costs. Further, the department used interagency agreements to enter into sole-source contracts with private parties. Finally, we found that the State may be missing opportunities to obtain lower prices by using master agreements to take advantage of the State's buying power.

Respectfully submitted,

KURT R. SJOBERG
State Auditor

Above report referred to the Committee on Consumer Protection, Governmental Efficiency and Economic Development.

REPORTS

The following reports were presented by the Chief Clerk:

Annual Report to the Legislature on Coordination Activities (Pursuant to Government Code Section 9795)

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, San Francisco, dated July 2, 1997, referred by the Speaker to the Committee on Judiciary.

Judicial Disability Retirement Report, 1996–97 (Pursuant to Government Code Section 75060.3)

Above transmitted report, together with letter of transmittal from Victoria B. Henley, Director-Chief Counsel, Commission on Judicial Performance, San Francisco, dated July 8, 1997, referred by the Speaker to the Committee on Judiciary.

Child Health and Disability Prevention Program Services Provided by Medi-Cal Health Plans (Pursuant to Health and Safety Code Section 55)

Above transmitted report, together with letter of transmittal from S. Kimberly Belshe, Director, Department of Health Services, Sacramento, dated July 11, 1997, referred by the Speaker to the Committee on Health.

Immunization of Young Children in California (Pursuant to SB 2266, Chapter 606, Statutes of 1990)

Above transmitted report, together with letter of transmittal from S. Kimberly Belshe, Director, Department of Health Services, Sacramento, dated July 11, 1997, referred by the Speaker to the Committee on Health.

State Teachers' Retirement System, Quarterly Report of System Assets, As of March 31, 1997 (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 July 17, 1997, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

California Lottery, Small Businesses, Socially and Economically Disadvantaged, Businesses and California Businesses, Contracts Awarded for Fiscal Year 1996–97 (Pursuant to Lottery Act Section 88850.56(b)(4))

Above transmitted report, together with letter of transmittal from Terri Fontenette, Director, Business and Employee Assistance Office, California Lottery, Sacramento, dated July 17, 1997, referred by the Speaker to the Committee on Governmental Organization.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 4, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1397

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

AUTHOR'S AMENDMENTS

Committee on Transportation

August 4, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Concurrent Resolution No. 43

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE CONCURRENT RESOLUTION NO. 43—Relative to highways.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Appropriations

August 4, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 547
Senate Bill No. 603
Senate Bill No. 877

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 547—An act to add Chapter 3.8 (commencing with Section 13829) to Title 6 of Part 4 of the Penal Code, relating to gangs.

Bill read 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. 603—An act to amend Sections 12824 and 12825 of the Food and Agricultural Code, relating to pesticides.

Bill read 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 5 (commencing with Section 88300) to Part 51 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.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: July 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 500
Senate Bill No. 980
Senate Bill No. 1224

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: July 16, 1997

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1254

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

ESCUTIA, Chairwoman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, August 4, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Greene, Brulte and O'Connell as a Committee on Conference concerning:

Senate Bill No. 250.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 4, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Greene, Brulte and O'Connell as a Committee on Conference concerning:

Senate Bill No. 1227.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

ADJOURN IN MEMORY

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 James Pinkerton, former Mayor of Lodi.

Assembly Member Brown was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Rondo, of the Vallejo Police Department K-9 Unit.

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 Takeshi George Inokuchi, of Hollister.

Assembly Member Prenter was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Kathryn Tracy, of Wasco.

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 2-year-old Robert Xavier James, of Hesperia.

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 Lucille Webb, of Fair Oaks.

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 Juliana Camberos Barajas, of San Diego; and Paul Bell, of San Diego.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Torlakson announced his intention to request that Assembly Bills Nos. 1001 and 1039 be removed from the inactive file.

ANNOUNCEMENTS

Assembly Member Havice announced that Tuesday, August 5, 1997 is the 14th Annual National Night Out to Stop Crime, where communities across America show commitment to families and neighbors by participating in neighborhood watch activities.

ADJOURN IN MEMORY

Assembly Member Davis was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of the innocent victims of the recent suicide bombing in Jerusalem.

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 David Lee Henley, of Hughson; Patricia Sinkovic, of Modesto; and Mike Ferrel, of Hughson.

Assembly Members Alquist, Honda, and Cunneen were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of R. Eugene Lokey, of San Jose.

SPECIAL RECOGNITION

The Members of the Assembly joined Assembly Member Alquist in extending best wishes to her husband, former Senator Alfred E. Alquist, on the occasion of his birthday.

CONSIDERATION OF SENATE BILL NO. 132 BY UNANIMOUS CONSENT

Assembly Member Kuykendall was granted unanimous consent to take up Senate Bill No. 132, out of order.

SENATE BILL NO. 132 (Solis)—An act to amend Sections 1095 and 1137.1 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read third time.

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.

CONSIDERATION OF SENATE BILL NO. 850 BY UNANIMOUS CONSENT

Assembly Member Baldwin was granted unanimous consent to take up Senate Bill No. 850, out of order.

SENATE BILL NO. 850 (Kelley)—An act to add Section 6523.75 to the Government Code, relating to public health.

Bill read third time.

Motion to Amend

Assembly Member Baldwin moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Frusetta was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Senate Bill No. 124

July 28, 1997

E. Dotson Wilson,
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: I wish to have this letter published in the Assembly Daily Journal in order to establish the intent of Senate Bill 124, which I have authored, and which is currently pending on the Assembly floor.

Senate Bill 124 is specifically intended to negate a series of "advice letters" emanating from the FPPC since early 1996. Those letters conclude that under the FPPC's regulation (2 C.C.R. Sec. 18215), any

payment "made at the behest of" an elected officeholder is a "contribution" unless a specific exception in the Political Reform Act or the FPPC's regulatory scheme applies. If the payment is not a "contribution," it may be treated instead as a "gift." This bill recognizes that elected officeholders engage in governmental, legislative and charitable activities which are neither "campaign" activities nor "personal" activities. Payments made by others to assist in the conduct of such governmental, legislative, or charitable activities, even "at the behest of" an elected officeholder are neither "gifts" nor "contributions," and should not be subject to limits or other restrictions. The bill does, however, require public disclosure of these payments once a threshold is met and exceeded.

Nor is this bill intended to result in these "behested" payments being treated as part of an officeholder's expense account under Proposition 208's section 853134. As stated by Common Cause in its letter of support for SB 124: "The creation of an officeholder account under section 85313 is optional, not mandatory . . . . [I]n drafting Proposition 208, it was not contemplated that section 85313 would limit an officeholder's ability to request that payments be made for legislative, governmental or charitable purposes as set forth in SB 124. Had it been so intended, limiting language would have been included in Proposition 208."

This bill is specifically intended to *not* alter other aspects of the Political Reform Act or FPPC regulations relating to campaign contributions. This bill is not intended to become a basis for wholesale revisiting of long-settled FPPC regulations and interpretations of what is not a campaign contribution.

Lastly, this bill is specifically intended to resolve the issue of whether a public official receives a "gift" when no personal benefit accrues to the official from the item. In the past, interpretation of the gift rules by the FPPC has lead to the conclusion that various items were "gifts" to public officials in situations where the public official received no personal benefit from the gift. However, this bill is not intended to result in changes to existing FPPC regulations and interpretations regarding gifts to family members of public officials, which are generally consistent with the change made by this bill.

Thank you for your attention to this matter.

Sincerely,

BETTY KARNETTE

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 259

Assembly Member Scott was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 259; and that the action be rescinded whereby the bill was reported correctly enrolled and presented to the Governor on July 21, 1997 (Assembly Journal, page 3335); and that the bill be held at the Assembly Desk.

CAUCUS ANNOUNCEMENTS

At 11:38 a.m., Assembly Member Shelley was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

Assembly Member Pringle announced that the Republican Caucus would meet at this time in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 11:39 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 3:01 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, August 4, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1542

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 412

Assembly Member Wildman was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 412; and that the action be rescinded whereby the bill was reported correctly enrolled and presented to the Governor on July 22, 1997 (Assembly Journal, page 3361); and that the bill be returned to the Senate for further action.

ORDERS OF THE DAY DEMANDED

Assembly Member Papan demanded the Orders of the Day.

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. 94 and **1323,** ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 564—An act to amend Sections 3021 and 6323 of, and to add Section 6346 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, and to be placed upon the Consent Calendar.

BILL RETURNED TO SENATE

Without objection, Assembly Member Wright returned Assembly Bill No. 1222 to the Senate for further action.

At 3:08 p.m., Speaker Cruz M. Bustamante, 31st District, presiding

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Without objection, Assembly Bill No. 1542 was taken up, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1542 (Ducheny)—An act to amend Sections 8208, 8263, and 8286 of, to add Sections 8208.1, 8216, 8225, 8263.1, 8277.5, 8277.6, 8481, 72620.5, and 84759 to, to add Article 5 (commencing with Section 79200) to Chapter 9 of Part 48 of, to add Chapter 2.3 (commencing with Section 8499) to Part 6 of, to add Chapter 2 (commencing with Section 10200) to Part 7 of, to repeal Chapter 2.5 (commencing with Section 8499) of Part 6 of, and to repeal and add Article 15.5 (commencing with Section 8350) of Chapter 2 of Part 6 of, the Education Code, to add Chapter 1.12 (commencing with Section 15365.50) to Part 6.7 of Division 3 of Title 2 of the Government Code, to add Section 1597.36 to, and to add Chapter 17 (commencing with Section 50897) to Part 2 of Division 31 of, the Health and Safety Code, to add Section 99155.1 to the Public Utilities Code, to add Sections 10214.7, 15003.4, and 15003.5 to, to add Chapter 6 (commencing with Section 11010) to Part 1 of Division 3 of, to add Division 9 (commencing with Section 17000) to, and to repeal and add Section 1611.5 of, the Unemployment Insurance Code, to amend Sections 11004, 11008.13, 11008.14, 11155, 11155.2, 11157, 11200, 11201, 11250.4, 11320.3, 11322.2, 11323.2, 11323.4, 11324, 11324.4, 11324.5, 11324.6, 11324.7, 11324.8, 11325.2, 11325.21, 11325.22, 11325.25, 11325.4, 11325.6, 11326, 11327.4, 11327.5, 11327.6, 11327.8, 11329.2, 11331.5, 11450, 11450.018, 11450.5, 11453, 11477, and 14132.90 of, to amend the heading of Article 3.2 (commencing with Section 11320) of Chapter 2 of Part 3 of Division 9 of, to amend the heading of Chapter 2 (commencing with Section 11200) of Part 3 of Division 9 of, to add Sections 10063, 10553.2, 10619, 11155.3, 11157.5, 11160, 11253.5, 11265.2, 11265.8, 11266.5, 11320.1, 11320.15, 11320.31, 11322.61, 11322.62, 11322.65, 11322.7, 11322.9, 11325.1, 11325.5, 11325.7, 11325.8, 11327.9, 11450.12, 11450.13, 11451.5, 11454, 11454.5, 11454.6, 11475.3, 11475.4, 11477.02, 11477.04, 11486.5, 14005.30, 15204.3, 15204.4, 15204.8, 17016, and 17021 to, to add Article 7.5 (commencing with Section 11495), Article 9 (commencing with Section 11520), Article 9.5 (commencing with Section 11525), and Article 9.7 (commencing with Section 11526) to Chapter 2 of Part 3 of, to add Chapter 3 (commencing with Section 10065) to Part 1 of, to add Chapters 1.3 (commencing with Section 10530) and 1.5 (commencing with Section 10540) to Part 2 of, to add Chapter 3.2 (commencing with Section 18220) and Chapter 3.3 (commencing with Section 18230) to Part 6 of, to add and repeal Section 11255.3 of, to repeal Sections 11018, 11201.5, 11255, 11320.2, 11320.4, 11320.6, 11320.8, 11321, 11321.2, 11321.4, 11321.8, 11322, 11322.41, 11323, 11323.1, 11324.2, 11325, 11327.2, 11328, 11328.1, 11328.4, 11328.6, 11329.5, 11329.7, 11450.1, 11450.6, 11451.6, 11451.7, 15204.6, and 15204.7 of, to repeal Chapter 3.8 (commencing with Section 10780) of Part 2 of Division 9 of, to repeal and add Sections 11008.135, 11320, 11322.4, 11322.6, 11322.8, 1323.6, 11323.8, 11325.23, 11453.2, 11486, 15204.2, 16575, 16576, 16576.5, and 16577 of, and to repeal and add Article 8 (commencing with Section 11500) of Chapter 2 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to human services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—66

Ackerman	Cardoza	Kuykendall	Pringle
Aguiar	Cunneen	Leach	Richter
Alby	Davis	Lempert	Runner
Alquist	Ducheny	Leonard	Scott
Ashburn	Escutia	Machado	Strom-Martin
Baca	Figueroa	Margett	Sweeney
Baldwin	Firestone	Mazzoni	Takasugi
Battin	Frusetta	Miller	Thompson
Baugh	Gallegos	Morrissey	Thomson
Bordonaro	Goldsmith	Morrow	Torlakson
Bowen	Granlund	Napolitano	Vincent
Bowler	Havice	Olberg	Wayne
Brewer	Hertzberg	Oller	Wildman
Brown	Honda	Pacheco	Woods
Caldera	House	Papan	Mr. Speaker
Campbell	Kaloogian	Poochigian	
Cardenas	Knox	Prenter	

NOES—11

Aroner	Martinez	Ortiz	Villaraigosa
Keeley	McClintock	Perata	Washington
Kuehl	Migden	Shelley	

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—66

Ackerman	Cardoza	Kuykendall	Pringle
Aguiar	Cunneen	Leach	Richter
Alby	Davis	Lempert	Runner
Alquist	Ducheny	Leonard	Scott
Ashburn	Escutia	Machado	Strom-Martin
Baca	Figueroa	Margett	Sweeney
Baldwin	Firestone	Mazzoni	Takasugi
Battin	Frusetta	Miller	Thompson
Baugh	Gallegos	Morrissey	Thomson
Bordonaro	Goldsmith	Morrow	Torlakson
Bowen	Granlund	Napolitano	Vincent
Bowler	Havice	Olberg	Wayne
Brewer	Hertzberg	Oller	Wildman
Brown	Honda	Pacheco	Woods
Caldera	House	Papan	Mr. Speaker
Campbell	Kaloogian	Poochigian	
Cardenas	Knox	Prenter	

NOES—11

Aroner	Martinez	Ortiz	Villaraigosa
Keeley	McClintock	Perata	Washington
Kuehl	Migden	Shelley	

Above bill ordered enrolled.

Communications

The following communication was presented by the Chief Clerk and ordered printed in the Journal:

Explanation of Vote—Assembly Bill No. 1542

I have voted against AB 1542 because of provisions which undermine the strict work requirements in federal law. These provisions include the extension of aid far beyond the federal time limits and the litany of exemptions available to evade the work requirements.

TOM McCLINTOCK, Assembly Member
Thirty-eighth District

CAUCUS ANNOUNCEMENTS

At 5:02 p.m., Assembly Member Pringle was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 5:02 p.m., Speaker Bustamante declared the Assembly recessed.

REASSEMBLED

At 5:28 p.m., the Assembly reconvened.
Hon. Cruz M. Bustamante, Speaker of the Assembly, presiding.

AUTHOR'S AMENDMENTS

Committee on Health

August 4, 1997

Mr. Speaker: The Chair of your Committee on Health reports:

Assembly Bill No. 1439

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GALLEGOS, Chairman

ASSEMBLY BILL NO. 1439—An act to amend Section 5251 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.

MESSAGES FROM THE SENATE

August 4, 1997

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: The Senate this day rescinded the action whereby it concurred in Assembly amendments to SB 162. The Senate then ordered the bill returned to the Assembly.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

Senate Chamber, August 4, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1008

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, August 4, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 38
Assembly Bill No. 252
Assembly Bill No. 256
Assembly Bill No. 307
Assembly Bill No. 335
Assembly Bill No. 349
Assembly Bill No. 356
Assembly Bill No. 361
Assembly Bill No. 396
Assembly Bill No. 400
Assembly Bill No. 622
Assembly Bill No. 625
Assembly Bill No. 627
Assembly Bill No. 672
Assembly Bill No. 692
Assembly Bill No. 711
Assembly Bill No. 721
Assembly Bill No. 723
Assembly Bill No. 754
Assembly Bill No. 770
Assembly Bill No. 793
Assembly Bill No. 1148
Assembly Bill No. 1173
Assembly Bill No. 1175
Assembly Bill No. 1316
Assembly Bill No. 1366
Assembly Bill No. 1432
Assembly Bill No. 1445
Assembly Bill No. 1548
Assembly Bill No. 1549

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, August 4, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Joint Resolution No. 17

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered to unfinished business file.

Senate Chamber, August 4, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 116
Assembly Bill No. 210
Assembly Bill No. 298
Assembly Bill No. 658
Assembly Bill No. 946

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, August 4, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 65
Assembly Joint Resolution No. 25

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolutions ordered enrolled.

Senate Chamber, August 4, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 44
Senate Concurrent Resolution No. 48

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 44—Relative to apportionment of income for franchise tax purposes.

SENATE CONCURRENT RESOLUTION NO. 48—Relative to the Thomas M. Sanders Memorial Bridge.

Senate Chamber, August 5, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 114
Senate Bill No. 123
Senate Bill No. 170
Senate Bill No. 192
Senate Bill No. 204
Senate Bill No. 357
Senate Bill No. 373
Senate Bill No. 448
Senate Bill No. 481
Senate Bill No. 573
Senate Bill No. 608
Senate Bill No. 618
Senate Bill No. 784
Senate Bill No. 789
Senate Bill No. 815
Senate Bill No. 849
Senate Bill No. 871
Senate Bill No. 1137
Senate Bill No. 1324
Senate Concurrent Resolution No. 25

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 4, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Watson, Rosenthal and Brulte as a Committee on Conference concerning:

Assembly Bill No. 399.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Without objection, Assembly Bill No. 1008 was taken up, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 1008 (Ashburn)—An act to add Sections 11251.3 and 17012.5 to the Welfare and Institutions Code, relating to human services.

Assembly Bill No. 1008 Passed Temporarily

By unanimous consent Assembly Bill No. 1008 was passed temporarily on file.

At 5:32 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

CONSIDERATION OF SENATE BILL NO. 477 BY UNANIMOUS CONSENT

Without objection, unanimous consent was granted to take up Senate Bill No. 477, out of order.

SENATE BILL NO. 477 (Peace)—An act to amend Sections 63010 and 63025.1 of the Government Code, and to amend Sections 367, 840, 841, 842, and 843 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 by Assembly Member Martinez—Set 1

Assembly Member Martinez moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Martinez arose to the following point of order:

Assembly Member Wright is not limiting debate to the merits of the proposed amendments.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken; that debate be confined to the merits of the proposed amendments.

The question being on the adoption of Martinez amendments to Senate Bill No. 477—Set 1.

Martinez amendments refused adoption by the following vote:

AYES—14

Aroner	Escutia	Migden	Sweeney
Battin	Honda	Napolitano	Vincent
Brown	Kuehl	Ortiz	
Cardenas	Martinez	Shelley	

NOES—51

Ackerman	Ducheny	Leonard	Richter
Alby	Figueroa	Machado	Runner
Ashburn	Firestone	Margett	Scott
Baca	Frusetta	McClintock	Strom-Martin
Baldwin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Bowler	Kaloogian	Oller	Villaraigosa
Brewer	Keeley	Papan	Washington
Caldera	Knox	Perata	Woods
Campbell	Kuykendall	Poochigian	Wright
Cardoza	Leach	Pringle	

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Martinez to Senate Bill No. 477—Set 1: Assembly Member Shelley, from "No" to "Aye".

Amendments Withdrawn

Without objection, Assembly Member Martinez withdrew her amendments to Senate Bill No. 477—Set 2.

Motion to Amend by Assembly Member Keeley—Set 3

Assembly Member Keeley moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—76

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Frusetta	Migden	Strom-Martin
Baca	Gallegos	Miller	Sweeney
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	Havice	Murray	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowen	Honda	Olberg	Villaraigosa
Bowler	House	Oller	Vincent
Brewer	Kaloogian	Ortiz	Washington
Brown	Keeley	Pacheco	Wayne
Caldera	Knox	Papan	Wildman
Campbell	Kuehl	Perata	Woods
Cardoza	Kuykendall	Poochigian	Wright
Cunneen	Leach	Prenter	Mr. Speaker

NOES—1

Martinez

Bill ordered reprinted, and to be returned to the third reading file.

At 6:04 p.m., Assistant Speaker pro Tempore Joe Baca, Sixty-second District, presiding

Request to Take Up Senate Bill No. 477, Without Reference to File

Assembly Member Leonard requested unanimous consent to take up Senate Bill No. 477, as amended, without reference to file.

Assembly Member Martinez withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Assembly Member Leonard moved that the Rules be temporarily suspended for the purpose of permitting consideration of Senate Bill No. 477, as amended, without reference to file.

Assembly Member Kuykendall seconded the motion.

Rules temporarily suspended by the following vote:

AYES—74

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Runner
Alquist	Figueroa	Margett	Scott
Ashburn	Firestone	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Kaloogian	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	
Cunneen	Leach	Prenter	

NOES—1

Martinez

Further Consideration of Senate Bill No. 477

SENATE BILL NO. 477 (Peace)—An act to amend Sections 63010 and 63025.1 of the Government Code, and to amend Sections 366, 367, 396, 454, 840, 841, 842, and 843 of, to add Sections 365.5, 366.5, 391, 392.1, 394.1, 394.2, 394.25, 394.27, 394.3, 394.4, 394.5, 394.6, 394.7, 394.8, and 394.9 to, and to repeal and add Sections 392 and 394 of, the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Leonard.

Urgency Clause

Urgency clause read.

Additional Time for Debate Granted

Without objection, Assembly Member Martinez was granted 1 minute additional time for debate.

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—71

Ackerman	Ducheny	Lempert	Prenter
Aguiar	Escutia	Leonard	Pringle
Alby	Figueroa	Machado	Richter
Alquist	Firestone	Margett	Runner
Ashburn	Frusetta	Mazzoni	Scott
Baca	Gallegos	McClintock	Shelley
Baldwin	Goldsmith	Migden	Takasugi
Battin	Granlund	Miller	Thompson
Baugh	Havice	Morrissey	Thomson
Bordonaro	Hertzberg	Morrow	Torlakson
Bowler	Honda	Murray	Villaraigosa
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardoza	Kuehl	Papan	Wright
Cunneen	Kuykendall	Perata	Mr. Speaker
Davis	Leach	Poochigian	

NOES—5

Aroner	Napolitano	Vincent
Martinez	Sweeney	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

Ackerman	Ducheny	Lempert	Prenter
Aguiar	Escutia	Leonard	Pringle
Alby	Figueroa	Machado	Richter
Alquist	Firestone	Margett	Runner
Ashburn	Frusetta	Mazzoni	Scott
Baca	Gallegos	McClintock	Shelley
Baldwin	Goldsmith	Migden	Takasugi
Battin	Granlund	Miller	Thompson
Baugh	Havice	Morrissey	Thomson
Bordonaro	Hertzberg	Morrow	Torlakson
Bowler	Honda	Murray	Villaraigosa
Brewer	House	Olberg	Washington
Brown	Kaloogian	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardoza	Kuehl	Papan	Wright
Cunneen	Kuykendall	Perata	Mr. Speaker
Davis	Leach	Poochigian	

NOES—5

Aroner	Napolitano	Vincent
Martinez	Sweeney	

Objection to Vote Adds

Assembly Member Martinez withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on Senate Bill No. 477.

Request to Transmit to the Senate Immediately

Assembly Member Leonard requested unanimous consent that Senate Bill No. 477 be transmitted to the Senate immediately.

Assembly Member Martinez withheld unanimous consent.

Motion to Transmit Senate Bill No. 477 to the Senate Immediately

Assembly Member Aguiar moved that Senate Bill No. 477 be transmitted to the Senate immediately.

Assembly Member Thompson seconded the motion.

Motion carried by the following vote:

AYES—74

Ackerman	Ducheny	Leonard	Richter
Aguiar	Escutia	Machado	Runner
Alby	Figueroa	Margett	Scott
Alquist	Firestone	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Olberg	Villaraigosa
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	
Davis	Lempert	Pringle	

NOES—1

Martinez

Senate Bill No. 477 transmitted to the Senate immediately.

RE-REFERENCE OF BILLS

Assembly Member Takasugi was granted unanimous consent that Assembly Bill No. 66 and Assembly Concurrent Resolution No. 71 be re-referred from the Committee on Revenue and Taxation to the Committee on Local Government.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 1354

Assembly Member Granlund requested unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 1354.

Parliamentary Inquiry

Assembly Member Martinez arose to the following parliamentary inquiry:

Has the request by Assembly Member Granlund been approved by leadership of both Caucuses?

Unanimous Consent Withheld

Assembly Member Davis withheld unanimous consent on the request by Assembly Member Granlund that the Chief Clerk be directed to request that the Governor return Assembly Bill No. 1354.

At 6:33 p.m., Speaker Cruz M. Bustamante, 31st District presiding

Motion to Request Governor to Return Assembly Bill No. 1354

Assembly Member Granlund moved that the Chief Clerk be directed to request that the Governor return Assembly Bill No. 1354.

Assembly Member Thompson seconded the motion.

Announcement

Speaker Bustamante announced that the motion by Assembly Member Granlund was not debatable, although debate was permitted to provide clarity.

Further Consideration of Granlund Motion

The question being on the Granlund motion that the Chief Clerk be directed to request that the Governor return Assembly Bill No. 1354.

Granlund motion lost by the following vote:

AYES—35

Ackerman	Brewer	Leach	Pacheco
Aguiar	Campbell	Leonard	Poochigian
Alby	Firestone	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Baugh	House	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	Woods
Bowler	Kuykendall	Oller	

NOES—39

Alquist	Figueroa	Mazzoni	Sweeney
Aroner	Gallegos	Migden	Thomson
Bowen	Havice	Murray	Torlakson
Brown	Hertzberg	Napolitano	Villaraigosa
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

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 the Granlund motion that the Chief Clerk be directed to request that the Governor return Assembly Bill No. 1354.

FURTHER CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1008

ASSEMBLY BILL NO. 1008 (Ashburn)—An act to add Sections 11251.3 and 17012.5 to the Welfare and Institutions Code, relating to human services.

At 7:07 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

The question being: Shall 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 Washington, Wayne, Thomson, Napolitano, and Mazzoni demanded the previous question. Demand sustained.

The question being on concurrence in Senate amendments.

Amendments concurred in by the following vote:

AYES—54

Ackerman	Cardoza	Knox	Poochigian
Aguiar	Cunneen	Kuykendall	Prenter
Alby	Davis	Leach	Pringle
Alquist	Escutia	Lempert	Runner
Ashburn	Firestone	Leonard	Scott
Baca	Frusetta	Machado	Sweeney
Baldwin	Gallegos	Margett	Takasugi
Battin	Goldsmith	McClintock	Thompson
Baugh	Granlund	Miller	Thomson
Bordonaro	Havice	Morrissey	Wayne
Bowler	Hertzberg	Morrow	Woods
Brewer	House	Olberg	Mr. Speaker
Brown	Kaloogian	Oller	
Caldera	Keeley	Papan	

NOES—14

Aroner	Mazzoni	Shelley	Washington
Bowen	Migden	Strom-Martin	Wright
Honda	Murray	Torlakson	
Kuehl	Ortiz	Villaraigosa	

Above bill ordered enrolled.

At 7:21 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Bills

SENATE BILL NO. 561 (Burton)—An act to amend Section 84305.5 of the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

Senate Bill No. 561 Passed and Retained

Assembly Member Wright was granted unanimous consent that Senate Bill No. 561 be passed and retained on file.

SENATE BILL NO. 113 (Lewis)—An act to add Section 44246 to the Health and Safety Code, relating to air pollution, 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. 156 (Johannessen)—An act to add Section 1348.2 to the Fish and Game Code, relating to real property.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 482 (Lewis)—An act to amend Sections 900.7, 7015, and 12752 of, and to repeal Sections 901, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, and 921 of the Insurance Code, relating to insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 486 (Craven)—An act to add Section 974.5 to the Military and Veterans Code, relating to veterans.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 708 (Greene)—An act to amend Sections 17291 and 17405 of, and to repeal Sections 17290, 17405, 39141.10, and 39304.5 of, the Education Code, relating to school facilities, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1057 (Mountjoy)—An act to amend Section 11713.15 of the Vehicle Code, relating to vehicles, 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. 1063 (Peace)—An act to amend Sections 4600.5 and 5401.7 of, to add Section 4600.6 to, and to repeal Part 3.2 (commencing with Section 5150) of Division 4 of, the Labor Code, relating to workers' compensation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1204 (Schiff)—An act to add Section 729.13 to the Welfare and Institutions Code, relating to youth mentoring.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 335 (Johannessen)—An act to add Section 1012.5 to the Military and Veterans Code, relating to veterans, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

SENATE BILL NO. 380 (Peace)—An act to amend Sections 1749.3 and 1857.9 of the Insurance Code, relating to insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 465 (Rainey)—An act to add Sections 81004 and 81678 to the Education Code, and to amend Section 15792 of the Government Code, relating to postsecondary education.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

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—78

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Kaloogian	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—None

SPECIAL CONSENT CALENDAR ANNOUNCEMENT

Speaker pro Tempore Kuehl announced that commencing today a special consent calendar for Assembly bills amended in the Senate will be created. The criteria for a bill being placed on this special consent calendar will be: (1) No "NO" votes in any Senate or Assembly committee, and (2) No "NO" votes on either the Assembly or Senate Floor. Bills will be placed on a First Day Special Consent Calendar and will be voted upon on the Second Day Special Consent Calendar. Any bill placed upon the Special Consent Calendar may be removed upon the objection of a Member.

Parliamentary Inquiry

Assembly Member Woods arose to the following parliamentary inquiry:

Will the Special Consent Calendar contain bills on which Members have abstained from voting?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied in the affirmative; that the only criteria for measures being placed on the Special Consent Calendar is no "No" votes recorded in any Senate or Assembly committee and no "No" votes recorded on either the Senate or Assembly Floor.

Parliamentary Inquiry

Assembly Member Woods arose to the following parliamentary inquiry:

Is an abstention not a "No" vote?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that an abstention is not a "No" vote or an "Aye" vote, but rather, a non-vote.

Parliamentary Inquiry

Assembly Member Mazzoni arose to the following parliamentary inquiry:

Does an abstention of vote indicate a conflict of interest on a particular bill and is "not voting" simply a non-vote?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that "abstaining" or "not voting" is a non-vote; that a Member may print a letter in the Journal to explain a conflict of interest; and measures may be removed from the Special Consent Calendar at the request of a Member.

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. 1167

Governor's Office, Sacramento
August 2, 1997

To the Members of the California Assembly:

I am returning Assembly Bill No. 1167 without my signature.

This bill provides for additional penalties to be imposed on employers for non-compliance with specified Labor Code provisions relating to the payment of wages and would require an employer to post a notice containing a description of the nature of a labor violation relating to the payment of wages or employment discrimination at each job site. This measure would also require actions of the Industrial Welfare Commission (IWC) to be submitted to the Legislature for approval.

Current law already provides both civil and criminal penalties against employers for wage violations. There is no evidence to suggest that doubling civil penalties for these violations is warranted.

Requiring employers to post notices for at least 60 days at every job site for violations of the labor law relating to the payment of wages or employment discrimination is draconian. This "scarlet letter" provision is particularly onerous considering that the violation could be an unintentional, isolated incident affecting just one section of a single work site.

Finally, the Legislative Counsel has opined that the provision of the bill which requires IWC actions to be approved by the Legislature "would be violative of those provisions of the California Constitution that delineate the separation of powers of state government." The Legislature should exercise those powers properly entrusted to it and refrain from attempting to usurp executive authority.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 958

Governor's Office, Sacramento
August 2, 1997

To the Members of the California Assembly:

I am returning Assembly Bill No. 958 without my signature.

This bill would prohibit employers of firefighters from including in employment contracts the requirement that firefighters reimburse their employers for hiring and training expenses.

Existing law authorizes employers and employees to negotiate the terms and conditions of employment. The issue of reimbursing employees for hiring and training costs is a term and condition of employment. Accordingly, it is currently negotiable through the collective bargaining process at both the state and local levels. This measure will circumvent that process by removing a condition of employment which is more appropriately resolved through negotiations between employers and employees.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 655

Governor's Office, Sacramento
August 2, 1997

To the Members of the California Assembly:

I am returning Assembly Bill 655 without my signature.

This bill would specify Legislative intent that any appropriations required to "settle-up" amounts owed in satisfaction of a prior year's Proposition 98 guarantee, that are to be allocated on a per-pupil basis, include the per-pupil average daily attendance (ADA) of pupils enrolled in adult education and regional occupational centers and programs (ROC/Ps).

The California Constitution requires a minimum level of funding be provided for K–14 education. If insufficient amounts have been provided for current or prior years due to changing factors affecting the minimum funding guarantee, the State is required to appropriate additional "Proposition 98 settle-up funds," that are to be allocated on a per-pupil basis, including adult education and regional occupational center/program attendance in the per-pupil count. I

disagree with the premise contained in this bill that these programs necessarily have the same needs as those in regular, mandated K–12 education programs and should automatically be entitled to any additional one-time funds.

While adult education and RPC/P provide a valuable educational service and may have unfunded needs, it is appropriate, in the budget process, to evaluate appropriations on a case-by-case basis when determining how the funds should be allocated. This bill would unnecessarily limit the flexibility of a Governor and Legislature to allocate the funds on the basis of priorities and needs.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 782

Governor's Office, Sacramento
August 4, 1997

To the Members of the California Assembly:

I am returning Assembly Bill No. 782 without my signature.

This bill would create eight financing committees to oversee the current 36 bond finance committees, with the intent of streamlining the bond issuance process.

This bill is unclear as to the duties of the new financing committees and their interaction with the existing finance committees, thereby adding an unnecessary layer of bureaucracy and additional costs for staffing the new financing committees. The result could be a more cumbersome rather than streamlined bond issuance process.

Cordially,

PETE WILSON

Veto Message—Assembly Bill No. 1354

Governor's Office, Sacramento
August 4, 1997

To the Members of the California Assembly:

I am returning Assembly Bill No. 1354 without my signature.

This bill would require disability insurers and health care service plans to allow enrollees or insureds to seek obstetrical and gynecological services directly from participating obstetrician, gynecologist, or family practice physician and surgeon without prior referral or prior authorization from another physician or provider.

As I explained to the author in asking her to hold this bill, I take no position on its merits. Rather, I am deferring consideration of the merits of this bill, and almost all others relating to managed care until we have benefit of the wisdom of the Managed Health Care Improvement Task Force next January.

Last year, the legislature sent to my desk legislation creating the Managed Health Care Improvement Task Force, and charging the Task Force with a broad mandate to comprehensively review the appropriate role for government in guaranteeing the highest standards in quality of care, without sacrificing its affordability, so that it would be widely accessible. With the establishment of the Task Force, the prudent course of action for the Legislature would be to take a five month hiatus from uncoordinated, reactive, piecemeal decisions on literally dozens of bills until January of 1998, when the

Task Force will provide comprehensive and coherent recommendations and policy guidance on the key, overarching policy questions raised by managed care.

I do not ask or expect the Task Force to assume responsibility for the consideration of specific legislation. Rather this approach requires only that the Task Force do what is charged to do by the enacting legislation—consider broad policy questions raised by managed care in a thoughtful, comprehensive, reasoned manner—and that the Legislature honor the obligation it assumed by creating the Task Force, the obligation to consider with the care it deserves the work product of the Task Force.

Therefore, I am with one exception, deferring consideration of all managed care-related bills, regardless of the specific policy merits or focus, pending conclusion of the Task Force's deliberations. I strongly urge that authors of managed care bills make 2-year bills of their legislation and pursue them no further until after the Task Force has completed its work, shortly after the first of the year.

The only bill I will entertain signing is AB 38 (Figueroa). This bill would comply with recently enacted federal law as it relates to health coverage for maternity benefits.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 4th day of August 1997, at 7:18 p.m., of Assembly Bills Nos. 1167, 958, 655, 782, and 1354, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Karen Morgan.

MELISSA SWART-WEIKEL
Acting Chief Clerk

ADJOURN IN MEMORY

Assembly Member Napolitano was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of David Zaritsky, of Fontana.

MOTION BY ASSEMBLY MEMBER AGUIAR

Assembly Member Aguiar moved that the Assembly direct the Joint Rules Committee to adopt a policy with regard to the issuance of subpoenas.

Assembly Member Thompson seconded the motion.

Point of Order

Assembly Member Wildman arose to the following point of order:

Assembly Member Aguiar is not limiting debate to the merits of the motion.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

Parliamentary Inquiry

Assembly Member Murray arose to the following parliamentary inquiry:

Is a request that Rules Committee develop a policy the proper subject matter of a motion?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the subject matter of the motion was properly before the Body.

Parliamentary Inquiry

Assembly Member Murray arose to the following parliamentary inquiry:

If such a motion carries requesting that Joint Rules Committee develop a policy, what is the binding effect on the Joint Rules Committee?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the motion "directs" Joint Rules Committee to develop a policy, and as a directive of the House, would be binding.

Point of Personal Privilege

Assembly Member Wildman arose to a point of personal privilege.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled that a point of personal privilege is not in order if a Member is misquoted because a misquote may be clarified in debate.

Motion to Refer Motion

Assembly Member Villaraigosa moved that the Aguiar motion be referred to the Committee on Rules.

Assembly Member Escutia seconded the motion.

Parliamentary Inquiry

Assembly Member Kuykendall arose to the following parliamentary inquiry:

How is it a proper motion to refer the Aguiar motion to the Rules Committee when the Aguiar motion deals with action taken by the Rules Committee?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the Villaraigosa motion to refer the Aguiar motion to the Rules Committee is an appropriate motion.

Point of Information

Assembly Member Thompson arose to the following point of information:

If the Villaraigosa motion to refer the Aguiar motion to the Committee on Rules carries, the scheduled hearing of the Joint Legislative Audit Committee should be postponed until Rules Committee meets.

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the hearing of the Joint Legislative Audit Committee has been properly noticed in the file and is not relative to the debate on the Villaraigosa motion to refer the Aguiar motion to Rules Committee.

Point of Order

Assembly Member Miller arose to the following point of order:

Assembly Member Villaraigosa is not limiting debate to the merits of his motion to refer the Aguiar motion to Rules Committee.

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that debate is to be limited to the merits of the motion before the Body.

Point of Order

Assembly Member Escutia arose to the following point of order:

Assembly Member Kuykendall is not limiting debate to the merits of the Villaraigosa motion to refer the Aguiar motion to the Rules Committee.

Demand for Previous Question

Assembly Members Papan, Sweeney, Baca, Machado, and Honda demanded the previous question.

Roll Call Demanded

Assembly Members Brewer, Battin, and Kuykendall, demanded a roll call.

The roll was called, and the demand for the previous question was sustained by the following vote:

AYES—41

Alquist	Figueroa	Migden	Torlakson
Aroner	Gallegos	Murray	Villaraigosa
Baca	Havice	Napolitano	Vincent
Bowen	Hertzberg	Ortiz	Washington
Brown	Honda	Papan	Wayne
Caldera	Keeley	Perata	Wildman
Cardenas	Knox	Scott	Wright
Cardoza	Kuehl	Shelley	Mr. Speaker
Davis	Lempert	Strom-Martin	
Ducheny	Machado	Sweeney	
Escutia	Mazzoni	Thomson	

NOES—33

Ackerman	Campbell	Leach	Prenter
Aguiar	Cunneen	Leonard	Pringle
Alby	Firestone	Margett	Runner
Ashburn	Frusetta	McClintock	Takasugi
Baldwin	Goldsmith	Miller	Thompson
Battin	Granlund	Olberg	Woods
Bordonaro	House	Oller	
Bowler	Kaloogian	Pacheco	
Brewer	Kuykendall	Poochigian	

Further Consideration of
Villaraigosa Motion to Refer Aguiar Motion to Committee

The question being on the Villaraigosa motion to refer the Aguiar motion to the Committee on Rules.

Villaraigosa motion carried by the following vote:

AYES—40

Alquist	Figueroa	Mazzoni	Sweeney
Aroner	Gallegos	Migden	Thomson
Baca	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Caldera	Honda	Ortiz	Vincent
Cardenas	Keeley	Papan	Washington
Cardoza	Knox	Perata	Wayne
Davis	Kuehl	Scott	Wildman
Ducheny	Lempert	Shelley	Wright
Escutia	Machado	Strom-Martin	Mr. Speaker

NOES—35

Ackerman	Campbell	Leach	Pacheco
Aguiar	Cunneen	Leonard	Poochigian
Alby	Firestone	Margett	Prenter
Ashburn	Frusetta	McClintock	Pringle
Baldwin	Goldsmith	Miller	Runner
Battin	Granlund	Morrissey	Takasugi
Bordonaro	House	Morrow	Thompson
Bowler	Kaloogian	Olberg	Woods
Brewer	Kuykendall	Oller	

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Scott announced his intention to request that Assembly Bill No. 812 be removed from the inactive file.

BILL RETURNED TO CONSENT CALENDAR

Assembly Member Ducheny was granted unanimous consent that Senate Bill No. 106 be returned to the Consent Calendar.

RE-REFERENCE OF BILLS

Assembly Member Migden was granted unanimous consent that Assembly Concurrent Resolution No. 69 be re-referred from the Committee on Transportation to the Committee on Appropriations.

SESSION SCHEDULE AND OTHER ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced the following session schedule:

Tuesday, August 5 and Wednesday, August 6, Check-in Session, 7 a.m.–3 p.m.;

Thursday, August 8, Floor Session, 9 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. 620, 949, and 452 were continued until Thursday, August 7, 1997.

CAUCUS ANNOUNCEMENTS

Speaker pro Tempore Kuehl announced that the Democratic Caucus regularly scheduled for Tuesday, August 5, 1997, is canceled.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 1542, Urgency and Concurrence: Margett and Woods—Aye.

Senate Bill No. 477, Martinez Amendments—Set 1: Bowen and Hertzberg—No.

Senate Bill No. 477, Keeley Amendments—Set 3: Machado—Aye.

Aguiar Motion to Transmit Bill to Senate Immediately: Bowen—Aye.

MOTION TO ADJOURN

At 7:46 p.m., Assembly Member Woods moved that the Assembly do now adjourn.

Assembly Member Brewer seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members Davis, Granlund, House, and Kuykendall arose to speak on the condition of the file. Assembly Member Kuehl arose to speak on condition of the file, from Assembly Member Villaraigosa's desk, without objection.

At 7:55 p.m., Hon. Helen Thomson, 8th District, presiding

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Woods that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 7:56 p.m., Acting Speaker Thomson declared the quorum call of the Assembly dispensed with.

BILLS PLACED ON SPECIAL CONSENT CALENDAR

The following bills were placed on the Special Consent Calendar:

Assembly Bills Nos. 252, 256, 335, 349, 356, 361, 396, 622, 692, 711, 723, 754, 770, 793, 1148, 1173, 1175, 1316, 1366, 1432, 1445, 1548, and 1549; and Assembly Joint Resolution No. 17.

INTRODUCTION OF GUESTS

Assembly Member Campbell, of the 71st Assembly District, introduced his son Brian Campbell, of Villa Park.

ADJOURNMENT

At 7:57 p.m., pursuant to the motion by Assembly Member Woods, the Assembly adjourned until 7 a.m., Tuesday, August 5, 1997, out of respect to the memory of James Pinkerton, on motion of Assembly Member Bowler; out of respect to the memory of Rondo, on motion of Assembly Member Brown; out of respect to the memory of Takeshi George Inokuchi, on motion of Assembly Member Frusetta; out of respect to the memory of the victims of the recent suicide bombing in Jerusalem, on motion of Assembly Member Davis; out of respect to the memory of David Lee Henley, Patricia Sinkovic, and Mike Ferrel, on motion of Assembly Member House; out of respect to the memory of R. Eugene Lokey, on motion of Assembly Members Alquist, Honda, and Cunneen; out of respect to the memory of Kathryn Tracy, on motion of Assembly Member Prenter; out of respect to the memory of Robert Xavier James, on motion of Assembly Member Olberg; out of respect to the memory of Lucille Webb, on motion of Assembly Member Alby; out of respect to the memory of Juliana Camberos Barajas and Paul Bell, on motion of Assembly Member Ducheny; and out of respect to the memory of David Zaritsky, on motion of Assembly Member Napolitano.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 4, 1997

The following measures were amended in the Assembly on this day:

AB	RN
1439	9719888
SB	**RN**
132	9719894
477	9720021
547	9719825
564	9719941
603	9720020
850	9720022
877	9720063
SCR	**RN**
43	9719659
Daily Total:	**9**
Cumulative Total:	**2965**

Amendments were considered by the Assembly, but not adopted, to the following measure:

SB

477 (Martinez amendments—Set 1, RN 9719634)

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, August 5, 1997

ONE HUNDRED TWENTIETH SESSION DAY

TWO HUNDRED FORTY-SEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, August 5, 1997

The Assembly met at 7 a.m.
Hon. Louis Caldera, Assembly Member, 46th 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—68:

Ackerman	Cunneen	Kuehl	Poochigian
Aguiar	Davis	Kuykendall	Prenter
Alquist	Ducheny	Leach	Pringle
Ashburn	Escutia	Leonard	Runner
Baca	Figueroa	Machado	Scott
Baldwin	Firestone	Margett	Strom-Martin
Battin	Floyd	Martinez	Sweeney*
Baugh	Frusetta	Mazzoni	Takasugi
Bordonaro	Gallegos	McClintock	Thompson
Bowen	Granlund	Miller	Torlakson
Bowler	Havice	Morrissey	Villaraigosa
Brewer	Hertzberg	Morrow	Vincent
Brown	Honda	Murray	Wayne
Caldera	House	Napolitano	Wildman
Campbell	Kaloogian	Olberg	Woods
Cardenas	Keeley	Ortiz	Wright
Cardoza	Knox	Pacheco	Mr. Speaker

Quorum present.

*(NOTE: Per diem waived by Assembly Member Sweeney. See communication printed later this day.)

At 1:45 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.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Aroner, Goldsmith, Migden, Oller, Papan, Perata, Richter, and Washington.

On personal business, and waiving per diem: Assembly Members Lempert and Thomson.

Because of illness: Assembly Members Alby and Shelley.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

August 4, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I am requesting to be excused on Tuesday, August 5, 1997 and Wednesday, August 6, 1997 to attend to district business.

Thank you for your consideration.

Sincerely,

DION S. ARONER, Assembly Member
Fourteenth District

August 4, 1997

TO: Hon. Cruz Bustamante
Speaker of the Assembly

FROM: Assemblyman Jan Goldsmith

RE: Request For Excused Absence

I respectfully request to be excused from Sacramento for the days of August 5 and August 6. I will be working out of my District Office during that time. Feel free to call me directly if you have questions or have staff contact Peter Crandall of my office. Thank you for your consideration of this request.

4 August 1997

The Honorable Cruz M. Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I am requesting to be excused from check-in session tomorrow, August 5, and Wednesday, August 6 to attend to legislative business in my district.

Thank you for your consideration of this request.

Sincerely,

CAROLE MIGDEN, Assembly Member
Thirteenth District

August 4, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I have legislative business in my district the next two days and am requesting to be excused from check-in session for Tuesday, August 5, and Wednesday, August 6. Thank you for your consideration.

Sincerely,

THOMAS "RICO" OLLER, Assembly Member
Fourth District

August 5, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219

Dear Mr. Speaker: I request permission to be excused from Session on Tuesday, August 5. I will be in Philadelphia to attend the National Conference of State Legislators.

Thank you.

Sincerely,

LOUIS J. PAPAN, Assembly Member
Nineteenth District

August 5, 1997

The Honorable Cruz Bustamante
State Assembly Speaker
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from check-in Session Tuesday August 5, 1997 due to legislative business in my district.

Sincerely,

DON PERATA, Assembly Member
Sixteenth District

August 4, 1997

The Honorable Cruz Bustamante
Speaker of the House
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: Please excuse me from session today, August 5, 1997, on legislative business.

Sincerely,

BERNIE RICHTER, Assembly Member
Third District

August 4, 1997

The Honorable Cruz Bustamante
Speaker
California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: Due to legislative business in my district, I request to be excused on Tuesday, August 5, 1997, and Wednesday, August 6, 1997.

Please feel free to contact me if there are further questions. I thank you for your attention to this matter.

Sincerely,

CARL WASHINGTON, Assembly Member
Fifty-second District

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

August 5, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
Room 219, State Capitol
Sacramento, California

Dear Mr. Speaker: I respectfully request that my per diem be waived for Tuesday, August 5, 1997.

Respectfully,

MICHAEL SWEENEY, Assembly Member
Eighteenth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 5, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1439

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, August 5, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 65
Assembly Joint Resolution No. 25

And reports the same correctly enrolled, and presented to the Secretary of State on the 5th day of August, 1997, at 10:15 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 5, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 116
Assembly Bill No. 210
Assembly Bill No. 298
Assembly Bill No. 658
Assembly Bill No. 946

And reports the same correctly enrolled, and presented to the Governor at 2 p.m., August 5, 1997.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS
Committee on Judiciary

August 5, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Constitutional Amendment No. 24

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 24—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 4 of Article I thereof, relating to the free exercise of religion.

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.

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. 564, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 500—An act to add Chapter 1.3 (commencing with Section 12125) to Title 2 of Part 4 of the Penal Code, relating to firearms, 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. 980—An act to add and repeal Chapter 3.6 (commencing with Section 13827) of Title 6 of Part 4 of the Penal Code, relating to crime prevention.

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. 1224—An act to add Section 190.26 to the Penal Code, relating to murder.

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. 1254—An act to amend Sections 290 and 11166.5 of, and to add Section 14201.4 to, the Penal Code, relating to children.

Bill read second time; amendments proposed by the Committee on Judiciary 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 bills were withdrawn from the inactive file, and placed upon the third reading file:

Assembly Bills Nos. 1001 and **1039,** on request of Assembly Member Torlakson;

Assembly Bill No. 812, on request of Assembly Member Scott.

MESSAGES FROM THE SENATE

Senate Chamber, August 5, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Kelley, Schiff and Kopp as a Committee on Conference concerning:

Assembly Bill No. 1521.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

ADJOURNMENT

At 4:15 p.m., the Assembly adjourned until 7 a.m., Wednesday, August 6, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 5, 1997

The following measures were amended in the Assembly on this day:

ACA	RN
24	9720230

SB	RN
500	9720073
980	9720069
1224	9720047
1254	9720164
Daily Total:	**5**
Cumulative Total:	**2970**

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, August 6, 1997

ONE HUNDRED TWENTY-FIRST SESSION DAY

TWO HUNDRED FORTY-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, August 6, 1997

The Assembly met at 7 a.m.

Hon. Steven T. Kuykendall, Assembly Member, 54th 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—49:

Aguiar	Firestone	Machado	Pacheco
Ashburn	Floyd	Margett	Pringle
Baca	Frusetta	Martinez	Shelley
Battin	Gallegos	Mazzoni	Sweeney *
Baugh	Granlund	McClintock	Takasugi
Bordonaro	Hertzberg	Migden	Thompson
Bowler	Honda	Miller	Torlakson
Brown	House	Morrissey	Wildman
Campbell	Kaloogian	Morrow	Woods
Cardenas	Keeley	Murray	Mr. Speaker
Ducheny	Kuehl	Napolitano	
Escutia	Kuykendall	Olberg	
Figueroa	Leonard	Ortiz	

Quorum present.

* (NOTE: Per diem waived by Assembly Member Sweeney. See communication printed later this day.)

At 2:25 p.m., Hon. Robert M. Hertzberg, 40th 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, Alquist, Aroner, Baldwin, Bowen, Brewer, Caldera, Cardoza, Cunneen*, Davis, Goldsmith, Havice, Knox, Leach, Oller, Papan, Perata, Poochigian, Prenter, Richter, Runner, Strom-Martin, Villaraigosa, Vincent, Washington, Wayne*, and Wright.*

(NOTE: *Per diem waived during period of 1997 Budget delay. See Assembly Journal, (Cardoza, page 3344; Cunneen, page 3267; Wayne, page 3448.)

On personal business, and waiving per diem: Assembly Members Lempert, Scott, and Thomson.

Because of illness: Assembly Member Alby.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

August 5, 1997

The Honorable Cruz Bustamante
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I am writing to request to be excused from Session on Wednesday, August 6, 1997 due to Legislative business in the Seventy-Second Assembly District. I will be within two hours of the Capitol and will be there if necessary.

Thank you for your consideration. Please contact me if I can be of further assistance.

Sincerely,

DICK ACKERMAN, Assembly Member
Seventy-second District

August 5, 1997

The Honorable Cruz Bustamante
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I am requesting approval to be excused from Check-in Session on Wednesday, August 6, 1997 due to the fact that I am conducting legislative business in my District. I am holding an important school's facility meeting in the morning and then a meeting in the afternoon regarding Agnews Hospital.

If you have any questions, please feel free to call me at 445-4253. Thank you for your consideration of this matter.

Sincerely,

ELAINE ALQUIST, Assembly Member
Twenty-second District

August 5, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
Room 219, State Capitol
Sacramento, California

Dear Speaker Bustamante: I am requesting to be excused from check-in session tomorrow, August 6, 1997 on legislative business. I will be meeting with constituents and local city and county officials regarding the proposed budget.

Thank you in advance for your consideration.

Sincerely,

STEVE BALDWIN, Assembly Member
Seventy-seventh District

August 5, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I am writing to request that I be excused from check-in session on Wednesday, August 6th, as I have meetings with constituents in my district office.

Please feel free to contact me should you have any questions.

Sincerely,

DEBRA BOWEN, Assembly Member
Fifty-third District

August 5, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I am respectfully requesting to be excused from check-in session on Wednesday, August 6, 1997, due to legislative business in my District Office.

Thank you for your consideration of this request. If you have any questions, please do not hesitate to contact me at (916) 445-7222.

Sincerely,

MARILYN C. BREWER, Assembly Member
Seventieth District

August 5, 1997

Hon. Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This letter is to request that I be excused from check-in session on Wednesday, August 6, 1997, due to legislative business in my district office.

Thank you for your attention to this matter.

Sincerely,

LOUIS CALDERA, Assembly Member
Forty-sixth District

August 6, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I am requesting to be excused on Legislative Business today Wednesday, August 6, 1997 as I will be touring UC Santa Cruz.

Thank you for consideration to this request.

Sincerely,

DENNIS CARDOZA, Assembly Member
Twenty-sixth District

August 5, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Check-in Session Wednesday, August 6, for legislative business. I will be attending the CTA Summer Institute in Los Angeles.

Thank you for your consideration of this request.

Sincerely,

JIM CUNNEEN, Assembly Member
Twenty-fourth District

August 6, 1997

The Honorable Cruz Bustamante, Speaker
California Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: The purpose of this letter is to notify you that I will be absent from Check-in Session on Wednesday, August 6, 1997. I will be in my district for legislative business.

Thank you for your attention to this matter. Please call on me if there are any questions.

Sincerely,

SUSAN A. DAVIS, Assembly Member
Seventy-sixth District

August 4, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I would like to request approval to travel to my district Wednesday, August 6, 1997. I will be on legislative business.

Thank you for your consideration to this request.

Sincerely,

SALLY M. HAVICE, Assembly Member
Fifty-sixth District

August 6, 1997

Cruz M. Bustamante
Speaker of the Assembly
State Capitol
Sacramento, California

Dear Speaker Bustamante: I would like to be excused from check-in session on Wednesday, August 6 as I have legislative business in my district. If you have any questions or comments, please contact me in the D.O. at 213-932-1201. Thank you.

Sincerely,

WALLY KNOX, Assembly Member
Forty-second District

August 5, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
Room 219
State Capitol
Sacramento, California

Dear Mr. Speaker: Please excuse me from check-in Session on August 6, 1997, due to previously scheduled legislative commitments in my district.

Thank you for your attention to this request.

Sincerely,

LYNNE C. LEACH, Assembly Member
Fifteenth District

August 5, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219

Dear Mr. Speaker: As per our earlier conversation, I request permission to be excused from Session for the remainder of this week. I will be in Philadelphia to attend the National Conference of State Legislators.

Thank you.

Sincerely,

LOUIS J. PAPAN, Assembly Member
Nineteenth District

August 5, 1997

The Honorable Cruz Bustamante
State Assembly Speaker
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Check-in Session Wednesday August 6, 1997. I have some District Office business to attend to.

Sincerely,

DON PERATA, Assembly Member
Sixteenth District

August 5, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I respectfully request permission to be excused from check-in session on Wednesday, August 6, so that I may attend to legislative business in my district.

Thank you for your consideration of this request.

Sincerely,

CHARLES S. POOCHIGIAN, Assembly Member
Twenty-ninth District

August 6, 1997

The Honorable Cruz Bustamante
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I respectfully request that I be excused from Check-in Session on Wednesday, August 6, 1997. I will be in my District on legislative business.

Thank you for your consideration. Please contact my staff at 445-7558 with any questions or concerns.

Sincerely,

ROBERT PRENTER, Assembly Member
Thirtieth District

August 5, 1997

The Honorable Cruz Bustamante
Speaker of the House
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: Please excuse me from session today, August 6, 1997, on legislative business.

Sincerely,

BERNIE RICHTER, Assembly Member
Third District

August 5, 1997

The Honorable Cruz Bustamante
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request that I be excused from check-in session on Wednesday, August 6th, 1997 due to legislative business in my district.

Thank you in advance for your consideration of this request. Should you have any questions please contact my Chief of Staff, Rick Van Nieuwburg at 445-7498.

Sincerely,

GEORGE RUNNER, Assembly Member
Thirty-sixth District

August 5, 1997

The Honorable Cruz Bustamante
Speaker of the California State Assembly
State Capitol
Sacramento, California

Dear Speaker Bustamante: Please excuse me from Assembly Check In Session on Wednesday, August 6, 1997. I will be in my district for legislative business.

Thank you for your attention to this request.

Sincerely,

VIRGINIA STROM-MARTIN, Assembly Member
First District

August 5, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request permission to travel to my district tomorrow, August 6, on legislative business.

Thank you for your consideration in this matter.

Sincerely,

ANTONIO R. VILLARAIGOSA, Assembly Member
Forty-fifth District

August 6, 1997

The Honorable Cruz Bustamante
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 the remainder of this week.

Thank you for your consideration.

Sincerely,

EDWARD VINCENT, Assembly Member
Fifty-first District

August 6, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Please excuse me from check-in session today, August 6, 1997. I am conducting legislative business in my district and I waive per diem.

I respectfully appreciate your consideration of this request.

Sincerely,

HOWARD WAYNE, Assembly Member
Seventy-eighth District

August 4, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Check-in Session on Wednesday, August 6, 1997. I will be in my district on legislative business. Should you have any questions, please feel free to contact me at (916) 445-2363.

Thank you for your attention to this request.

Sincerely,

RODERICK D. WRIGHT, Assembly Member
Forty-eighth District

(NOTE: For letters explaining the absences of Assembly Members Aroner, Goldsmith, Oller, and Washington on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Tuesday, August 5, 1997.)

COMMUNICATIONS

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

August 1, 1997

Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that pursuant to Health and Safety Code Sec. 50901, I have named Mr. Robert N. Klein to serve on the California Housing Finance Agency. The effective date of the appointment is August 1, 1997, and this is a term appointment ending March 16, 2003. Mr. Klein will be replacing Ms. Claudine Cheng.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

August 6, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
Room 219, State Capitol
Sacramento, California

Dear Mr. Speaker: I respectfully request that my per diem be waived for August 6, 1997.

Respectfully,

MICHAEL SWEENEY, Assembly Member
Eighteenth District

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office, Sacramento
August 5, 1997

To the Members of the Assembly:

Assembly Bill 1542, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of Assembly Bill 1542 as an emergency measure.

Sincerely,

PETE WILSON

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 6, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1008
Assembly Bill No. 1542

And reports the same correctly enrolled, and presented to the Governor at 10:45 a.m., August 6, 1997.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 6, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 24

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 27—Runner. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending, repealing, and adding Section 12 of Article IV thereof, by amending Section 10.5 of, by amending, repealing, and adding Sections 1, 2, 3, and 8 of, Article XIIIB thereof, and by amending Sections 8 and 8.5 of Article XVI thereof, relating to the state budget.

AUTHOR'S AMENDMENTS

Committee on Public Safety

August 6, 1997

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 1115

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HERTZBERG, Chairman

ASSEMBLY BILL NO. 1115—An act to amend Section 12021 of, and to amend, repeal, and add Section 246.1 of, the Penal Code, and to add and repeal Section 12803 of the Vehicle Code, relating to crimes.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Consumer Protection, Governmental Efficiency and Economic Development

August 6, 1997

Mr. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1086

With author's amendments with the recommendation: Amend, and re-refer to the committee.

DAVIS, Chairwoman

SENATE BILL NO. 1086—An act to amend Section 21701 of, and to add Section 21701.1 to, the Business and Professions Code, relating to business regulation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 6, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 57
Senate Bill No. 95
Senate Bill No. 275
Senate Bill No. 842
Senate Bill No. 1198

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 57—An act to amend Section 148 of the Penal Code, relating to arrest.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 95—An act to amend Sections 11124.1, 11125, 11125.1, 11125.5, 11125.7, 11126, 11126.3, 11129, 11130, 11130.7, and 11131 of, and to add Sections 11121.95, 11125.4, 11125.8, 11128.5, and 11131.5 to, the Government Code, relating to open meetings.

Bill read second time; 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. 275—An act to amend Sections 33080.1, 33349, and 33437 of, and to add Sections 33437.5 and 33763.5 to, the Health and Safety Code, and to amend Section 97.4 of the Revenue and Taxation 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.

SENATE BILL NO. 842—An act to amend Section 23221 of the Revenue and Taxation Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1198—An act to amend Sections 226, 55403, 55435.5, 55483, 55485, 55523, 55525, 55721, 55722, 55741, 55742, 55743, 55744, 55861, 56109, 56133.5, 56161, 56186, 56381, 56382, and 56571 of, to amend and renumber Sections 55751, 56252, and 56451 of, to amend and repeal Sections 55861.7 and 56571.7 of, to add Sections 55462, 55484.5, 55484.75, 55485.5, 55485.75, 55524.5, 55524.75, 55525.75, 55722.5, 56183.5, 56185.5, 56185.75, 56186.5, 56186.75, 56382.5, 56701.5, and 56717 to, to repeal Sections 55486, 55487, 55489, 55490, 55526, 55527, 55528.5, 55529, 55529.5, 55745, 55745.5, 55746, 55747, 55748, 55749, 55750, 56187, 56188, 56191, 56191.5, 56192, 56192.5, 56446, 56447, 56448, 56449, 56450, and 56452 of, to repeal Article 13 (commencing with Section 55781) and Article 15 (commencing with Section 55841) of Chapter 6 of, and Article 14 (commencing with Section 56471) and Article 16 (commencing with Section 56531) of Chapter 7 of, and Chapter 7.5 (commencing with Section 56701) of, Division 20 of, and to repeal and add Sections 55484, 55488, 55524, 55528, 56185, 56190, 56443, 56444, and 56445 of, the Food and Agricultural Code, relating to agriculture, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 6, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 1180

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

ASSEMBLY BILL NO. 1180—An act to add Chapter 8 (commencing with Section 117135) to Part 12 of Division 104 of, the Health and Safety Code, relating to financing a safe drinking water 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.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 6, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 487

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 487—An act to amend Sections 33334.17, 50880, 50881, 50881.5, 50882, 50887, 50888.3, 50888.5, 50888.7, 50889.5, 50890, 50893.5, 50893.7, and 50895 of, and to repeal Section 50884 of, the Health and Safety Code, relating to housing.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

August 6, 1997

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 231

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MACHADO, Chairman

SENATE BILL NO. 231—An act to add Article 3.5 (commencing with Section 2086) to Chapter 1.5 of Division 3 of the Fish and Game Code, and to add Article 8.6 (commencing with Section 570) to Chapter 3 of Part 1 of Division 1 of the Food and Agricultural Code, relating to endangered species.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: July 30, 1997

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 860

With amendments with the recommendation: Amend, and do pass, as amended.

MIGDEN, Chairwoman

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE
SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 500, 980, and **1224,** ordered to third reading.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as Committees on Conference concerning:

Senate Bill No. 1227: Villaraigosa, Leonard, and Mazzoni;

Senate Bill No. 250: Villaraigosa, Leonard, and Mazzoni.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9 a.m., Thursday, August 7, 1997.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 6, 1997

The following measures were amended in the Assembly on this day:

AB	RN
1115	9719445
1180	9717806

SB	RN
57	9720148
95	9719891
231	9720236
275	9720334
487	9720161
842	9720279
1086	9720168
1198	9720237
Daily Total:	**10**
Cumulative Total:	**2980**

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 7, 1997

ONE HUNDRED TWENTY-SECOND SESSION DAY

TWO 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
Thursday, August 7, 1997

The Assembly met at 11:30 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Baca moved a quorum call of the Assembly.

Motion carried. Time, 11:31 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 11:50 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—75:

Ackerman	Escutia	Leonard	Pringle
Aguiar	Figueroa	Machado	Richter
Alby	Firestone	Margett	Runner
Alquist	Floyd	Martinez	Scott
Aroner	Frusetta	Mazzoni	Shelley
Ashburn	Gallegos	McClintock	Strom-Martin
Baca	Goldsmith	Migden	Sweeney
Baldwin	Granlund	Miller	Takasugi
Battin	Havice	Morrissey	Thompson
Baugh	Hertzberg	Morrow	Thomson
Bordonaro	Honda	Murray	Torlakson
Bowen	House	Napolitano	Villaraigosa
Bowler	Kaloogian	Olberg	Washington
Brown	Keeley	Oller	Wayne
Campbell	Knox	Ortiz	Wildman
Cardenas	Kuehl	Pacheco	Woods
Cardoza	Kuykendall	Perata	Wright
Davis	Leach	Poochigian	Mr. Speaker
Ducheny	Lempert	Prenter	

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O God, the Father, You are praised in the highest by the heavenly hosts with unceasing hymns and doxologies. Fill our minds and hearts with joy, and Grant us to keep Your commandments so we may become inheritors of Your kingdom. In Your goodness, make us worthy of Your compassions, both in the present time and in the future. For You are blessed forever.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Thomson 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 Murray, seconded by Assembly Member Migden.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Brewer, Caldera, Papan, and Vincent.

Because of illness: Assembly Member Cunneen.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

August 7, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bustamante: I am respectfully requesting to be excused from Assembly Floor Session on Thursday, August 7, 1997, due to legislative business in my District Office.

Thank you for your consideration of this request. If you have any questions, please do not hesitate to contact me at (916) 445-7222.

Sincerely,

MARILYN C. BREWER, Assembly Member
Seventieth District

August 6, 1997

The Honorable Cruz Bustamante
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This letter is to request that I be excused from session on Thursday, August 7, 1997, due to legislative business in my district.

Thank you for your attention to this matter.

Sincerely,

LOUIS CALDERA, Assembly Member
Forty-sixth District

(NOTE: For letters explaining the absences of Assembly Members Papan and Vincent on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Wednesday, August 6, 1997.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 7, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1115
Assembly Bill No. 1180

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 7, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 49
Senate Bill No. 62
Senate Bill No. 135
Senate Bill No. 1034

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 49—An act to add Chapter 4.6 (commencing with 84600) to Title 9 of the Government Code, relating to the Political Reform Act of 1974, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 62—An act to add Section 13177 to the Water Code, relating to the California Mussel Watch Program, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 135—An act to amend and repeal Sections 48431.6, 48431.7, 51884, 62000.1, and 62000.5 of, to amend, repeal, and add Sections 63000 and 64000 of, to add Part 28.5 (commencing with Section 53008) to, to add and repeal Sections 42926, 44498, 44689.6, 48642, 52091, 52115, 52187, 54669.1, 54686.3, 54698, 58410, and 58609 of, to add and repeal Article 4 (commencing with Section 44689.1) of Chapter 3.1 of Part 25 of, and Article 4 (commencing with Section 54146) of Chapter 2 of, and Article 3 (commencing with Section 54349) of Chapter 3 of, Part 29 of, Article 6 (commencing with Section 58070) of Chapter 1 of, and Article 7 (commencing with Section 58930) of Chapter 9 of, Part 31 of, to repeal Article 4 (commencing with Section 44490) of Chapter 3 of Part 25 of, Article 2 (commencing with Section 48630) of Chapter 4 of Part 27 of, Article 4 (commencing with Section 52180) of Chapter 7 of Part 28 of,

Article 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 11.3 (commencing with Section 42920) of Part 24 of, Chapter 3.1 (commencing with Section 44670.1) of, and Chapter 3.15 (commencing with Section 44689.5) of, Part 25 of, Chapter 6.8 (commencing with Section 52080) of, and Chapter 6.9 (commencing with Section 52100) of, Part 28 of, Chapter 2 (commencing with Section 54100) of, and Chapter 3 (commencing with Section 54300) of, Part 29 of, and to repeal Chapter 1 (commencing with Section 58000) of, Chapter 2 (commencing with Section 58400) of, Chapter 4 (commencing with Section 58600) of, and Chapter 9 (commencing with Section 58900) of, Part 31 of, the Education Code, relating to education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1034—An act to amend Sections 117670, 117680, 117690, 117705, 117755, and 117760 of, to add Sections 117672, 117776, 117777, 117778, and 118005 to, and to add Chapter 9.5 (commencing with Section 118321) to Part 14 of Division 104 of, the Health and Safety Code, relating to trauma scene 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.

ADJOURN IN MEMORY

Assembly Member Gallegos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ben Hsu, of Hacienda Heights.

Assembly Member Washington was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bernice Johnson, of Compton.

Assembly Member Poochigian was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Fred Batkin, Tulare County Supervisor 1967–78.

Assembly Member Shelley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mr. Crellin Pauling, of Portola Valley.

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 Alexis Beardsley, of El Monte.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Migden was granted unanimous consent that Senate Bill No. 1217, be withdrawn from the Committee on Appropriations and placed on the second reading file.

ADJOURN IN MEMORY

Speaker pro Tempore Kuehl was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of U.S. Supreme Court Justice William Joseph Brennan, Jr.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 568

Assembly Member Lempert was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 568; and that the action be rescinded whereby the bill was reported correctly enrolled and presented to the Governor on July 28, 1997 (Assembly Journal, page 3441); and whereby on July 24, 1997 (Assembly Journal, page 3383), the Assembly concurred in Senate amendments and ordered the bill enrolled; and that the bill be returned to the Senate for further action.

ACTION RESCINDED ON SENATE BILL NO. 1255

Assembly Member Aguiar was granted unanimous consent to rescind the action whereby the Assembly, on July 24, 1997 (Assembly Journal, page 3412), passed Senate Bill No. 1255, and whereby the bill was ordered transmitted to the Senate.

Consideration of Senate Bill No. 1255 Without Reference to File

Assembly Member Aguiar was granted unanimous consent to take up Senate Bill No. 1255, without reference to file, for purpose of amendment.

SENATE BILL NO. 1255 (Polanco)—An act to amend Section 657 of the Business and Professions Code, to add Section 1371.22 to the Health and Safety Code, and to add Section 10126.5 to the Insurance Code, relating to health care.

Bill read third time.

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.

CONSIDERATION OF SENATE BILL NO. 671 BY UNANIMOUS CONSENT

Assembly Member Wright was granted unanimous consent to take up Senate Bill No. 671, out of order.

SENATE BILL NO. 671 (Committee on Elections, Reapportionment and Constitutional Amendments)—An act to amend Sections 2154, 3010, 7244, 7570, 7608, 7612, 7620, 7671, 7694, 7770, 7840, 7884, 9031, 10229, 10411, 10512, 10706, 12302, 13201, 15310, 15501, and 15651 of, to add Section 7236 to, and to repeal Sections 347, 6181, 7000, 7552, 7553, 7554, 7558, 7560, 7601, 7602, 7606, 7607, 7621, 7625, 7626, 7627, 7784, 7785, 7801, 10414, 10415, 13003, and 15273 of, the Elections Code, and to amend Section 6254.4 of the Government Code, relating to elections.

Bill read third time.

Amendments by Assembly Member Vincent As Presented by Assembly Member Wright

Assembly Member Wright moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bill No. 1078, on request of Assembly Member Migden.

CONSIDERATION OF SENATE BILL NO. 548 BY UNANIMOUS CONSENT

Assembly Member Ortiz was granted unanimous consent to take up Senate Bill No. 548, out of order.

SENATE BILL NO. 548 (Solis)—An act to add Section 1941.3 to the Civil Code, relating to civil law.

Bill read third time.

Motion to Amend

Assembly Member Ortiz 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 Torlakson announced his intention to request that Senate Bill No. 219 be removed from the inactive file.

ASSEMBLY BILL NO. 252 REMOVED FROM SPECIAL CONSENT CALENDAR AND TAKEN UP

Assembly Member Leonard was granted unanimous consent that Assembly Bill No. 252 be removed from the Special Consent Calendar, and to take the bill up at this time, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 252 (Leonard)—An act 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 refused to concur in Senate amendments by the following vote:

AYES—5

Escutia	Leonard	Thomson
Floyd	Martinez	

NOES—62

Ackerman	Frusetta	Mazzoni	Scott
Aguiar	Gallegos	McClintock	Shelley
Alby	Goldsmith	Migden	Strom-Martin
Ashburn	Granlund	Miller	Sweeney
Baca	Havice	Morrissey	Takasugi
Baldwin	Hertzberg	Morrow	Thompson
Battin	Honda	Murray	Torlakson
Baugh	House	Olberg	Villaraigosa
Bordonaro	Kaloogian	Oller	Washington
Bowen	Keeley	Ortiz	Wayne
Bowler	Kuehl	Pacheco	Wildman
Brown	Kuykendall	Perata	Woods
Campbell	Leach	Poochigian	Wright
Cardenas	Lempert	Prenter	Mr. Speaker
Davis	Machado	Pringle	
Firestone	Margett	Runner	

ADJOURN IN MEMORY

Assembly Member Murray was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Don Steele, of Hollywood.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 892

Assembly Member Escutia was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 892; and that the action be rescinded whereby the bill was reported correctly enrolled and presented to the Governor on July 28, 1997 (Assembly Journal, page 3441); and whereby on July 24, 1997 (Assembly Journal, page 3406), the Assembly concurred in Senate amendments and ordered the bill enrolled; and that the bill be returned to the Senate for further action.

ADJOURN IN MEMORY

Assembly Member Wayne was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Paul Bell, of San Diego.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Wildman was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 334

August 4, 1997

E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Assembly Bill 334 represents my attempt to facilitate a resolution to the distribution of public safety sales tax revenues between the County of Los Angeles and the cities within that county for the 1996–97 fiscal year, and to provide a methodology for the allocation of those same funds within Los Angeles County for fiscal year 1997–98 and each fiscal thereafter.

To facilitate a retroactive redistribution of 1996–97 public safety tax revenues from Los Angeles County to the cities within that county, a complicated three-year payment schedule of a "reconciliation amount" was established, commencing in fiscal year 1996–97 and ending in fiscal year 1998–99. In each year in which a payment of the reconciliation amount is due, the County is permitted to offset that payment by the "positive growth" occurring in the allocation of the public safety sales tax. Positive growth is the positive difference between the public safety sales tax revenues allocated in the year in which the payment of the reconciliation amount is due less an amount calculated in a specified manner or the amount of public safety sales tax received in the prior year, excluding any revenues attributed to the repayment of the reconciliation amount.

In fiscal years 1997–98 and 1998–99, the County's payments of the reconciliation amount are due before positive growth can be calculated. It was my intent that the County could apply its positive growth offset against any public safety sales tax revenues allocated to a city within the same fiscal year, whether those allocations are derived from the formula or as payment of a reconciliation amount.

Only in this way is the County able to meet the statutory requirements imposed upon it, while receiving its specified benefits.

Sincerely,

SCOTT WILDMAN, Assembly Member
Forty-third District

ACTION RESCINDED ON SENATE BILL NO. 467

Assembly Member Leach was granted unanimous consent to rescind the action whereby the Assembly, on July 14, 1997 (Assembly Journal, page 3174), passed Senate Bill No. 467, and whereby the bill was ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 467 WITHOUT REFERENCE TO FILE

Assembly Member Leach was granted unanimous consent to take up Senate Bill No. 467, without reference to file, for purpose of amendment.

SENATE BILL NO. 467 (Rainey)—An act to amend Section 30546 of the Water Code, relating to water.

Bill read third time.

Motion to Amend

Assembly Member Leach moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

SENATE BILL NO. 860—An act to amend Sections 14012 and 14154.15 of, and to add Sections 14011.1, 14011.4, 14012.5, and 14067 to, the Welfare and Institutions Code, relating to human 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.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Bills

SENATE BILL NO. 561 (Burton)—An act to amend Section 84305.5 of the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

Bill read third time, 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. 245 (Haynes)—An act to amend Section 24351 of, and to add Part 6 (commencing with Section 24450) of Division 9 to, the Public Utilities Code, relating to insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 363 (Lewis)—An act to amend Sections 81007.5, 82015, 82025, 85200, and 85201 of the Government Code, relating to the Political Reform Act of 1974.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 450 (Peace)—An act to amend Section 138.6 of the Labor Code, relating to workers' compensation.

~~Bill read third time, passed, and ordered transmitted to the Senate.~~

~~(For the vote on the above bill, see this day's Consent Calendar roll call.)~~

(NOTE: On September 5, 1997, the action was rescinded whereby Senate Bill No. 450 was passed, and whereby the bill was ordered transmitted to the Senate. See page 4136.)

SENATE BILL NO. 471 (Burton)—An act to amend Sections 22002, 22115, 22119.2, 22134, 22146, 22155, 22456, 22664, 22701, 22710, 22711, 22713, 22901, 22903, 22904, 22950, 22951, 22952, 22954, 22955, 23000, 23002, 23005, 23008, 24001, 24005, 24205, and 24950 of the Education Code, relating to school employees.

~~Bill read third time, passed, and ordered transmitted to the Senate.~~

~~(For the vote on the above bill, see this day's Consent Calendar roll call.)~~

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 471 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3545.)

SENATE BILL NO. 952 (Johnson)—An act to amend Section 51769 of the Education Code, and to amend Section 3368 of the Labor Code, relating to workers' compensation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 106 (Kelley)—An act to amend and renumber Section 5 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to water.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 564 (Solis)—An act to amend Sections 3021 and 6323 of, and to add Section 6346 to, the Family Code, relating to family law.

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—74

Ackerman	Escutia	Machado	Richter
Aguiar	Firestone	Margett	Runner
Alby	Floyd	Martinez	Scott
Alquist	Frusetta	Mazzoni	Shelley
Aroner	Gallegos	McClintock	Strom-Martin
Ashburn	Goldsmith	Migden	Sweeney
Baca	Granlund	Miller	Takasugi
Baldwin	Havice	Morrissey	Thompson
Battin	Hertzberg	Morrow	Thomson
Baugh	Honda	Murray	Torlakson
Bordonaro	House	Napolitano	Villaraigosa
Bowen	Kaloogian	Olberg	Washington
Bowler	Keeley	Oller	Wayne
Brown	Knox	Ortiz	Wildman
Campbell	Kuehl	Pacheco	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Davis	Lempert	Prenter	
Ducheny	Leonard	Pringle	

NOES—None

CONSIDERATION OF SPECIAL CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Special Consent Calendar.

Consideration of Senate Amendments to Assembly Bills

ASSEMBLY BILL NO. 256 (Cunneen)—An act to add Section 25160.1 to the Health and Safety Code, relating to hazardous waste.

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. 335 (Wayne)—An act to add Section 25184.1 to the Health and Safety Code, relating to hazardous waste and substances.

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. 349 (Firestone)—An act to amend Sections 1872.8 and 1872.83 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. 356 (Figueroa)—An act to amend Sections 6383 and 6384 of the Family Code, and to add Section 68518 to the Government Code, relating to court orders.

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. 361 (Cunneen)—An act to amend Sections 25503.5 and 25505 of the Health and Safety Code, relating to hazardous 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.)

ASSEMBLY BILL NO. 396 (Kaloogian)—An act to add and repeal Sections 113996 113998, and 113998.1 of the Health and Safety Code, relating to food facilities.

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. 622 (Miller)—An act to amend Section 853.6a of the Penal Code, relating to juveniles.

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. 692 (Morrow)—An act to amend Sections 6, 10, and 10.2 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to water.

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. 711 (Ackerman)—An act to amend Section 1789.37 of the Civil Code, relating to check cashers.

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. 723 (Takasugi)—An act to amend Section 17331 of, to add Section 17345.1 to, and to repeal and add Section 17345 of, the Financial Code, relating to escrow agents.

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. 754 (Kuykendall)—An act to add Section 10229 to the Business and Professions Code, and to add Section 25102.5 to the Corporations Code, relating to real estate.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

(For the vote on the above bill, see this day's Special Consent Calendar roll call.)

ASSEMBLY BILL NO. 770 (Margett)—An act to amend Section 25208.16 of the Health and Safety Code, relating to hazardous waste.

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. 793 (House)—An act to amend Section 667.5 of the Penal Code, relating to sex offenders.

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. 1148 (Cunneen)—An act to amend Section 1063.1 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. 1173 (Olberg)—An act to amend Sections 11100, 11100.1, 11103, 11106, 11107, and 11107.1 of, and to add Section 11106.5 to, the Health and Safety Code, relating to controlled substances.

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. 1175 (Shelley)—An act to add Section 1367.01 to the Health and Safety Code, and to add Section 10199.11 to the Insurance Code, relating to health care 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.)~~

(NOTE: On August 7, 1997, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 1175 and whereby the bill was ordered enrolled. See page 3781.)

ASSEMBLY BILL NO. 1316 (Alquist)—An act to amend Sections 20303 and 22050 of the Public Contract Code, and to amend Sections 100012, 100019, 100060, 100061, 100370, 100400, and 100483 of, to add Sections 100091 and 100115 to, and to repeal Sections 100480 and 100481 of, the Public Utilities Code, relating to transportation.

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. 1366 (Lempert)—An act to add Sections 5003.06, 5003.10, 5003.12, and 5541.3 to the Public Resources Code, relating to parks and open space.

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. 1432 (Papan)—An act to amend Sections 134, 272, 1801, 1852.2, 1901, 3100, 3395, 3804, 4839, 31115, and 33301 of, to add Sections 600.3 and 1917 to, and to repeal Sections 183, 600.2, 662, and 3357 of, the Financial Code, and to amend Sections 53651.4 and 53661 of the Government Code, relating to financial institutions.

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. 1445 (Shelley)—An act to amend Section 751 of the Evidence Code, and to amend Section 68561 of the Government Code, relating to interpreters.

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. 1548 (Committee on Consumer Protection, Governmental Efficiency and Economic Development)—An act to amend Section 17550.47 of the Business and Professions Code, and to amend Section 1812.206 of the Civil Code, relating to business regulation.

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. 1549 (Committee on Insurance)—An act to amend Section 10083 of the Insurance Code, relating to earthquake 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 JOINT RESOLUTION NO. 17 (Murray)—Relative to foreign trucks in California.

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, by the following vote:

AYES—74

Ackerman	Escutia	Machado	Richter
Aguiar	Firestone	Margett	Runner
Alby	Floyd	Martinez	Scott
Alquist	Frusetta	Mazzoni	Shelley
Aroner	Gallegos	McClintock	Strom-Martin
Ashburn	Goldsmith	Migden	Sweeney
Baca	Granlund	Miller	Takasugi
Baldwin	Havice	Morrissey	Thompson
Battin	Hertzberg	Morrow	Thomson
Baugh	Honda	Murray	Torlakson
Bordonaro	House	Napolitano	Villaraigosa
Bowen	Kaloogian	Olberg	Washington
Bowler	Keeley	Oller	Wayne
Brown	Knox	Ortiz	Wildman
Campbell	Kuehl	Pacheco	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Davis	Lempert	Prenter	
Ducheny	Leonard	Pringle	

NOES—None

CAUCUS ANNOUNCEMENTS

At 12:19 p.m., by unanimous consent, the Democratic Caucus was permitted to meet in the Assembly Lounge, and the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 12:19 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 3:29 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

ACTION RESCINDED ON SENATE BILL NO. 471

Assembly Member Knox was granted unanimous consent to rescind the action whereby the Assembly earlier this day (Assembly Journal, page 3540), passed Senate Bill No. 471, and whereby the bill was ordered transmitted to the Senate.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 252, Concurrence: Cardenas, Davis, Havice, Machado, and Pacheco—No.

Consent Calendar: Cardenas, Davis, and Machado—Aye.

MOTION TO ADJOURN

At 3:32 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Woods seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 3:33 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 36—Machado. Relative to child passenger restraint systems.

MESSAGES FROM THE SENATE

Senate Chamber, August 7, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 335
Senate Bill No. 380
Senate Bill No. 465
Senate Bill No. 477
Senate Bill No. 690
Senate Bill No. 839
Senate Bill No. 1057
Senate Bill No. 1063

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

August 7, 1997

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 443 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

INTRODUCTION OF GUESTS

Assembly Member Washington, of the 52nd Assembly District, introduced his Capitol office intern, Faith Thomas.

Assembly Member Napolitano, of the 58th Assembly District, introduced her Capitol office intern, Vianey Alvarado.

Assembly Member Wildman, of the 43rd Assembly District, introduced Capitol staff intern, Rocio Bedoy, of El Monte.

Assembly Member Murray, of the 47th Assembly District, introduced his Capitol office intern, Alexzandria LeTourneau, of Sacramento.

ADJOURNMENT

At 3:35 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 10 a.m., Monday, August 11, 1997, out of respect to the memory of Ben Hsu, on motion of Assembly Member Gallegos; out of respect to the memory of Bernice Johnson, on motion of Assembly Member Washington; out of respect to the memory of U.S. Supreme Court Justice William Joseph Brennan, Jr., on motion of Speaker pro Tempore Kuehl; out of respect to the memory of Fred Batkin, on motion of Assembly Member Poochigian; out of respect to the memory of Paul Bell, on motion of Assembly Member Wayne; out of respect to the memory of Mr. Crellin Pauling, on motion of Assembly Member Shelley; out of respect to the memory of Don Steele, on motion of Assembly Member Murray; and out of respect to the memory of Alexis Beardsley, on motion of Assembly Member Olberg.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 7, 1997

The following measures were amended in the Assembly on this day:

SB	RN
49	9720371
62	9720409
135	9720286
467	9719900
548	9719962
671	9719912
860	9719817
1034	9720258
1255	9720059
Daily Total:	**9**
Cumulative Total:	**2989**

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, August 11, 1997

ONE HUNDRED TWENTY-THIRD SESSION DAY

TWO HUNDRED FIFTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA

NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, August 11, 1997

The Assembly met at 10 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Honda moved a quorum call of the Assembly.

Motion carried. Time, 10:01 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 10:40 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—79:

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O Lord, Yours is the day and Yours is the night; You have made all the good things of the earth. We ask You this morning, Heavenly Father, to let Your mercies rise upon us together with the daylight. Free us from the darkness and the shadow of death and from every evil thought. For Yours it is to have mercy and to save us, O God, and to You we send up glory, forever.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Pacheco then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Brown, seconded by Assembly Member Margett.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

The following Assembly Member was excused for the day, and his per diem was waived: Kaloogian.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

August 8, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am appointing Assemblymember Antonio Villaraigosa to replace Assemblymember Kevin Murray on the Conference Committee on Senate Bill 60 for today, August 8, 1997, only.

Sincerely,

CRUZ M. BUSTAMANTE
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 11, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 66

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, August 11, 1997

Mr. Speaker: I request permission to suspend Joint Rule 61 (a) (9) as it relates to Senate Bills Nos. 8 and 225.

EDWARD VINCENT

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Local Government

August 11, 1997

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 66

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SWEENEY, Chairman

ASSEMBLY BILL NO. 66—An act to add Section 7205.3 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 11, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 536
Senate Bill No. 795
Senate Bill No. 1271
Senate Bill No. 1329

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 536—An act to amend Sections 6601.3, 6601.5, 6604, 6609.1, 6609.2, and 6609.3 of, and to add Section 6602.5 to, the Welfare and Institutions Code, relating to sexually violent predators.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 795—An act to amend Sections 10153.6 and 10232 of, and to add Sections 10234.5, 10236.4, 10236.5, 10236.7, 10236.8, 10236.9, 10236.10, and 10236.11 to, the Business and Professions Code, relating to real estate.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1271—An act to add Section 2194.5 to the Elections Code, and to amend Section 6254.4 of the Government Code, relating to voter registration.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1329—An act to amend Section 51226.6 of the Education Code, and to amend Sections 12507.1, 12509, 12514, 12660, and 12814.6 of, and to repeal Sections 12507 and 12512 of, the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

August 11, 1997

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 1081

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ESCUTIA, Chairwoman

SENATE BILL NO. 1081—An act to add Chapter 3 (commencing with Section 850) to Title 3 of Part 2 of Division 2 of the Civil Code, relating to hazardous materials.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

August 11, 1997

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 1102

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MURRAY, Chairman

SENATE BILL NO. 1102—An act to amend Section 15619 of the Government Code, and to amend Sections 6203, 7102, 8255, 8651.7, 9255, 30179, 30366, 30455, 32405, 40116, 43455, 45655, 46506, 46751, 50142.1, 50161, 55225, 60120, 60121, 60361, 60524, 60608, and 60609 of, and to repeal Sections 60104 and 60709 of, the Revenue and Taxation Code, and to amend Sections 2104, 2105, and 2107 of the Streets and Highways Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Environmental Safety and Toxic Materials

August 11, 1997

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 442

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WAYNE, Chairman

SENATE BILL NO. 442—An act to amend Section 25299.50 of the Health and Safety Code, relating to underground storage tanks, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 11, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 438
Senate Bill No. 542
Senate Bill No. 558
Senate Bill No. 586
Senate Bill No. 653
Senate Bill No. 820
Senate Bill No. 74
Senate Bill No. 826
Senate Bill No. 827

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 438—An act to amend Section 502.01 of, and to add and repeal Chapter 5.7 (commencing with Section 13848) of Title 6 of Part 4 of, the Penal Code, relating to crimes, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 542—An act to amend Sections 63.1, 75.31, 534, and 1605 of the Revenue and Taxation Code, relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 558—An act to amend Section 16367.5 of the Government Code, relating to energy assistance.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 586—An act to add and repeal Chapter 4 (commencing with Section 4098) of Part 1 of Division 4 of the Welfare and Institutions Code, relating to mental health.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 653—An act to amend Sections 1706, 1756, 1758, and 1759 of, to add Sections 1766.1 and 1766.2 to, to repeal Section 1757.1 of, and to repeal and add Section 1757 of, the Public Utilities Code, relating to the Public Utilities Commission.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 820—An act to add Article 3 (commencing with Section 79140) to Chapter 9 of Part 48 of the Education Code, relating to education.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 74—An act to amend Sections 6252 and 6258 of, to amend and renumber Section 6253 of, to add Sections 6252.5 and 6253 to, to add a heading as Article 1 (commencing with Section 6250) to Chapter 3.5 of, to add Article 2 (commencing with Section 6275) to Chapter 3.5 of, Division 7 of Title 1 of, to repeal Sections 6256, 6256.1, 6256.2, and 6257 of, and to repeal and add Section 6253.1 of, the Government Code, relating to records.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 826—An act to amend Sections 1601, 1616.5, and 1742 of, and to add Sections 160.5 and 1616.1 to, the Business and Professions Code, and to amend Section 830.3 of the Penal Code, relating to dentistry.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 827—An act to amend Sections 101, 128.5, 130, 200.1, 205, 675, 800, 1242.5, 1680, 2071, 2221.1, 2660, 2701, 2708, 2761, 2841, 2842, 2847, 2873.6, 2873.7, 2881, 2890, 2893, 2894, 3527, 3750, 4001, 4003, 4008, 4501, 4503, 4546, 4547, 4800, 4804.5, 4848, 4905, 4955, 5510, 5517, 5526, 5536.27, 8520, and 8528 of, to amend and repeal Sections 5566, 5566.1, and 5566.2 of, and to add Section 473.15, 473.16, 473.6, 4013, and 4808.5 to, the Business and Professions Code, relating to licensed professionals, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 11, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 172
Senate Bill No. 1346

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 172—An act to amend Sections 513, 514, 518, 522, 523, 524, and 525 of, and to add Sections 526 and 527 to, the Harbors and Navigation Code, relating to vessels, and making an appropriation therefor.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1346—An act to amend Sections 101, 485, 486, 489, 810, 2499.5, 2530.2, 2530.5, 2530.6, 2531, 2531.05, 2531.1, 2531.2, 2531.3, 2531.4, 2531.6, 2531.7, 2531.8, 2531.9, 2531.95, 2532.1, 2532.2, 2532.4, 2533.4, 2534, 2534.1, 2534.2, 2535, 2535.2, 2535.4, 2536, 2539, 2760.1, 2902, 2928, 2929, 2933, 2940, 2941, 2948, 2971, 2980, 2984, 3325, 3328, 3362, 3401, 5029, 5107, 7330, 7335, 7337, 7340, 7404, 7414, 7415, 7417, 7423, and 7860 of, to add Sections 144 and 2531.75 to, to repeal and add Section 2531.5 of, and to repeal Sections 6529, 6548, 6560, 6625, 6630, 6632, 6633, 6634, 6635, 6635.2, 6636, 7302, 7311, 7312, 7314, 7314.1, 7314.2, 7320, 7322, 7373, 7384, 7390, 7391, 7392, 7393, 7394, 7395, 7412, 7420, 7427, 7431, 7436, 7437, 7437.3, and 7444 of, the Business and Professions Code, and to amend Section 13401.5 of the Corporations Code, relating to professions and vocations.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Revenue and Taxation

Date of Hearing: July 14, 1997

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 31

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

CALDERA, Chairman

Above bill ordered to second reading.

CONFERENCE COMMITTEE REPORTS RECEIVED

Assembly Chamber, Received at Desk: August 11, 1997

Mr. Speaker: The Committee on Conference has met concerning:

Assembly Bill No. 107, as amended in Senate June 5, 1997, and agreed to recommend that the amendments of the Senate be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

MIKE THOMPSON	DENISE MORENO DUCHENY
STEVE PEACE	MARTHA M. ESCUTIA
CATHIE WRIGHT	GARY G. MILLER
Senate Committee on Conference	Assembly Committee on Conference

Above bill ordered reprinted, as proposed by the Conference Committee.

Assembly Chamber, August 8, 1997

Mr. Speaker: The Committee on Conference has met concerning:

Senate Bill No. 60, as amended in Assembly on June 10, 1997 and agreed to recommend that the amendments of the Assembly be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

QUENTIN L. KOPP	ANTONIO R. VILLARAIGOSA
DEIRDRE ALPERT	SCOTT BAUGH
RICHARD K. RAINEY	CAROLE MIGDEN
Senate Committee on Conference	Assembly Committee on Conference

MESSAGES FROM THE GOVERNOR

The following veto message from the Governor was received and ordered printed in the Journal and the bill ordered to the unfinished business file:

Veto Message—Assembly Bill No. 676

Governor's Office, Sacramento
August 8, 1997

To the Members of the California Assembly:

I am returning Assembly Bill No. 676 without my signature.

This bill would require any school district applying for funding pursuant to the Leroy F. Greene State School Building Lease-Purchase Law of 1976 (Greene Act) to include in its plans for any new or modernized permanent or portable classroom a hard-wired or wireless connection to a public switched network.

This bill is nearly identical to AB 2371, which I vetoed last year. While the author has attempted to address one objectional provision contained in AB 2371, that of the state overreaching its duty by specifying the technology for each classroom, this bill would still mandate the inclusion of a telephone in each classroom. As I stated in last year's veto message, the option to include a telephone in a classroom, whether hard-wired or wireless, is already permissible under current law. Nothing in the law has changed with regard to a school district governing board's role in this aspect of school facilities planning and construction. Technology is changing so rapidly that no one method should be mandated by the state.

Finally, this bill would limit a governing board's discretion to fund other projects which it may consider a higher priority. Local governing boards have a responsibility to respond to the needs of the community they serve. The state has a responsibility to allow these local governing boards the flexibility to perform their duties to the best of their abilities.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 8th day of August 1997, at 4:51 p.m., of Assembly Bill No. 676, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Karen Morgan.

MELISSA SWART-WEIKEL
Acting Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, August 7, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Greene, Brulte and O'Connell as a Committee on Conference concerning:

Assembly Bill No. 252.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 8, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 233
Assembly Bill No. 1438

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

ADJOURN IN MEMORY

Assembly Member Bowen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Elvis Nash, Sr., of San Pedro.

Assembly Member Campbell was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Donna Scheller, of Klamath Falls, Oregon.

Speaker pro Tempore Kuehl was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William Hirsch, of Santa Monica.

Assembly Member Mazzoni was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Harold W. Breithaupt, of Kentfield.

Assembly Member Pringle was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Victor Reed, of Westminster.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Sweeney announced his intention to request that Senate Bill No. 883 be removed from the inactive file.

ADJOURN IN MEMORY

Assembly Member Scott was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of 8-year-old Tiffany Kang, of La Crescenta.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Migden on the occasion of her birthday.

ADJOURN IN MEMORY

Assembly Member Gallegos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gregory Zapanta, of Whittier.

CONSIDERATION OF DAILY FILE

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bill was this day on the second reading file:

Senate Bill No. 860, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1217—An act to amend Sections 11735, 11736, and 11751.8 of, and to add Section 11751.9 to, the Insurance Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

REQUEST FOR PHOTOGRAPHER

Assembly Member Oller was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1418 (Aroner)—An act relating to school facilities, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—70

Ackerman	Ducheny	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alby	Figueroa	Mazzoni	Shelley
Alquist	Firestone	Migden	Strom-Martin
Aroner	Frusetta	Miller	Sweeney
Ashburn	Gallegos	Morrissey	Takasugi
Baca	Goldsmith	Morrow	Thompson
Battin	Granlund	Murray	Thomson
Bowen	Havice	Napolitano	Torlakson
Bowler	Hertzberg	Olberg	Villaraigosa
Brewer	Honda	Ortiz	Vincent
Brown	Keeley	Pacheco	Washington
Caldera	Knox	Papan	Wayne
Campbell	Kuehl	Perata	Wildman
Cardenas	Kuykendall	Poochigian	Wright
Cardoza	Leach	Prenter	Mr. Speaker
Cunneen	Lempert	Pringle	
Davis	Machado	Richter	

NOES—5

Baugh	Leonard	Oller
House	McClintock	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—70

Ackerman	Ducheny	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alby	Figueroa	Mazzoni	Shelley
Alquist	Firestone	Migden	Strom-Martin
Aroner	Frusetta	Miller	Sweeney
Ashburn	Gallegos	Morrissey	Takasugi
Baca	Goldsmith	Morrow	Thompson
Battin	Granlund	Murray	Thomson
Bowen	Havice	Napolitano	Torlakson
Bowler	Hertzberg	Olberg	Villaraigosa
Brewer	Honda	Ortiz	Vincent
Brown	Keeley	Pacheco	Washington
Caldera	Knox	Papan	Wayne
Campbell	Kuehl	Perata	Wildman
Cardenas	Kuykendall	Poochigian	Wright
Cardoza	Leach	Prenter	Mr. Speaker
Cunneen	Lempert	Pringle	
Davis	Machado	Richter	

NOES—5

Baugh	Leonard	Oller
House	McClintock	

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 210 (Ayala)—An act to amend Sections 26945 and 26946 of, and to add Section 26945.1 to, the Government Code, relating to county officers.

Bill read third time, and presented by Assembly Member Thomson.

Bill passed by the following vote:

AYES—54

Aguiar	Escutia	Leach	Scott
Alby	Figueroa	Lempert	Shelley
Alquist	Firestone	Machado	Strom-Martin
Aroner	Frusetta	Margett	Sweeney
Ashburn	Gallegos	Martinez	Takasugi
Baca	Goldsmith	Mazzoni	Thomson
Bowen	Granlund	Migden	Torlakson
Brewer	Havice	Morrissey	Villaraigosa
Brown	Hertzberg	Murray	Vincent
Caldera	Honda	Napolitano	Wayne
Cardenas	Keeley	Ortiz	Wildman
Cardoza	Knox	Papan	Mr. Speaker
Davis	Kuehl	Perata	
Ducheny	Kuykendall	Prenter	

NOES—20

Ackerman	Bowler	McClintock	Pacheco
Baldwin	Campbell	Miller	Poochigian
Battin	Cunneen	Morrow	Richter
Baugh	House	Olberg	Runner
Bordonaro	Leonard	Oller	Thompson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 271 (Thompson)—An act to amend Sections 25014.6 and 25017 of the Corporations Code, relating to securities.

Bill read third time, and presented by Assembly Member Papan.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Papan moved a call of the Assembly.

Motion carried. Time, 10:55 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 294 (Monteith)—An act to amend Section 66493 of the Government Code, relating to land use.

Bill read third time, and presented by Assembly Member Thompson.

Bill passed by the following vote:

AYES—77

Ackerman	Davis	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alby	Figueroa	Mazzoni	Shelley
Alquist	Firestone	McClintock	Strom-Martin
Aroner	Frusetta	Migden	Sweeney
Ashburn	Gallegos	Miller	Takasugi
Baca	Goldsmith	Morrissey	Thompson
Baldwin	Granlund	Morrow	Thomson
Battin	Havice	Murray	Torlakson
Baugh	Hertzberg	Napolitano	Villaraigosa
Bordonaro	Honda	Olberg	Vincent
Bowen	House	Oller	Washington
Bowler	Keeley	Ortiz	Wayne
Brewer	Knox	Pacheco	Wildman
Brown	Kuehl	Papan	Woods
Caldera	Kuykendall	Perata	Wright
Campbell	Leach	Poochigian	Mr. Speaker
Cardenas	Lempert	Prenter	
Cardoza	Leonard	Pringle	
Cunneen	Machado	Richter	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 305 (Sher)—An act to amend Section 49426 of, and to add Section 33126.1 to, the Education Code, relating to education.

Bill read third time, and presented by Assembly Member Firestone.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Firestone moved a call of the Assembly.

Motion carried. Time, 11:01 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 594 (Wright)—An act to amend Section 69 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Takasugi.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	Runner
Alby	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	Runner
Alby	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 271

At 11:02 a.m., on motion of Assembly Member Papan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Senate Bill No. 271

Assembly Member Papan was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 271, and that the bill be passed temporarily on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 805 (Alpert)—An act to amend Section 25658 of, and to amend and repeal Section 25658.4 of, the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Assembly Member Thompson.

Bill passed by the following vote:

AYES—77

Ackerman	Davis	Machado	Runner
Aguiar	Ducheny	Margett	Scott
Alby	Escutia	Martinez	Shelley
Alquist	Figueroa	Mazzoni	Strom-Martin
Aroner	Firestone	Migden	Sweeney
Ashburn	Frusetta	Miller	Takasugi
Baca	Gallegos	Morrissey	Thompson
Baldwin	Goldsmith	Morrow	Thomson
Battin	Granlund	Murray	Torlakson
Baugh	Havice	Napolitano	Villaraigosa
Bordonaro	Hertzberg	Olberg	Vincent
Bowen	Honda	Oller	Washington
Bowler	House	Ortiz	Wayne
Brewer	Keeley	Pacheco	Wildman
Brown	Knox	Papan	Woods
Caldera	Kuehl	Perata	Wright
Campbell	Kuykendall	Poochigian	Mr. Speaker
Cardenas	Leach	Prenter	
Cardoza	Lempert	Pringle	
Cunneen	Leonard	Richter	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 407 (Polanco)—An act to amend Section 2530.2 of the Business and Professions Code, relating to speech-language pathology and audiology.

Bill read third time, and presented by Assembly Member Gallegos.

Bill passed by the following vote:

AYES—76

Ackerman	Davis	Machado	Pringle
Aguiar	Ducheny	Margett	Richter
Alby	Escutia	Martinez	Runner
Alquist	Figueroa	Mazzoni	Scott
Aroner	Firestone	McClintock	Shelley
Ashburn	Frusetta	Migden	Strom-Martin
Baca	Gallegos	Miller	Sweeney
Baldwin	Goldsmith	Morrissey	Takasugi
Battin	Granlund	Morrow	Thompson
Baugh	Havice	Murray	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowen	Honda	Olberg	Villaraigosa
Bowler	House	Oller	Vincent
Brewer	Keeley	Ortiz	Washington
Brown	Knox	Pacheco	Wayne
Campbell	Kuehl	Papan	Wildman
Cardenas	Kuykendall	Perata	Woods
Cardoza	Leach	Poochigian	Wright
Cunneen	Lempert	Prenter	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 475 (Polanco)—An act to add Section 2052.5 to the Penal Code, relating to prisons.

Bill read third time, and presented by Assembly Member Hertzberg.

Bill passed by the following vote:

AYES—56

Aguiar	Ducheny	Lempert	Perata
Alby	Escutia	Leonard	Scott
Alquist	Figueroa	Machado	Shelley
Aroner	Floyd	Margett	Strom-Martin
Baca	Frusetta	Martinez	Sweeney
Bordonaro	Gallegos	Mazzoni	Thomson
Bowen	Goldsmith	McClintock	Torlakson
Bowler	Granlund	Migden	Villaraigosa
Brewer	Hertzberg	Morrissey	Vincent
Brown	Honda	Morrow	Washington
Campbell	House	Murray	Wayne
Cardenas	Keeley	Napolitano	Wildman
Cardoza	Knox	Ortiz	Wright
Davis	Kuehl	Papan	Mr. Speaker

NOES—21

Ackerman	Firestone	Oller	Runner
Ashburn	Havice	Pacheco	Takasugi
Baldwin	Kuykendall	Poochigian	Thompson
Battin	Leach	Prenter	
Baugh	Miller	Pringle	
Cunneen	Olberg	Richter	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 454 (Kelley)—An act to amend Section 22840 of the Water Code, relating to water.

Bill read third time, and presented by Assembly Member Baldwin.

Bill passed by the following vote:

AYES—70

Ackerman	Cunneen	Leonard	Scott
Aguiar	Davis	Machado	Shelley
Alby	Ducheny	Margett	Strom-Martin
Alquist	Figueroa	Mazzoni	Sweeney
Aroner	Firestone	Migden	Takasugi
Ashburn	Floyd	Miller	Thompson
Baca	Frusetta	Morrissey	Thomson
Baldwin	Goldsmith	Morrow	Torlakson
Battin	Granlund	Murray	Villaraigosa
Baugh	Hertzberg	Napolitano	Vincent
Bordonaro	Honda	Olberg	Washington
Bowen	House	Ortiz	Wayne
Bowler	Keeley	Pacheco	Wildman
Brewer	Knox	Papan	Woods
Brown	Kuehl	Perata	Wright
Campbell	Kuykendall	Poochigian	Mr. Speaker
Cardenas	Leach	Richter	
Cardoza	Lempert	Runner	

NOES—3

Havice	Martinez	McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 388 (Karnette)—An act to add and repeal Section 828.01 of the Welfare and Institutions Code, relating to minors.

Bill read third time, and presented by Assembly Member Perata.

Bill passed by the following vote:

AYES—76

Ackerman	Cunneen	Lempert	Prenter
Aguiar	Davis	Leonard	Pringle
Alby	Ducheny	Machado	Richter
Alquist	Escutia	Margett	Runner
Aroner	Figueroa	Martinez	Scott
Ashburn	Firestone	McClintock	Shelley
Baca	Frusetta	Migden	Strom-Martin
Baldwin	Gallegos	Miller	Sweeney
Battin	Goldsmith	Morrissey	Takasugi
Baugh	Granlund	Morrow	Thompson
Bordonaro	Havice	Murray	Thomson
Bowen	Hertzberg	Napolitano	Torlakson
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker

NOES—1

Mazzoni

Bill ordered transmitted to the Senate.

Communications

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Senate Bill No. 388

August 12, 1997

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: This is to clarify that I intended to vote "no" on SB 388. Due to an electronic error, my vote was incorrectly recorded.

Sincerely,

CAROLE MIGDEN, Assembly Member
Thirteenth District

SENATE BILL NO. 259 (Haynes)—An act to amend Sections 18040, 18550, 18551, 18551.1, 18555, and 18611 of the Health and Safety Code, relating to mobilehome parks.

Bill read third time, and presented by Assembly Member Thompson.

Bill passed by the following vote:

AYES—77

Ackerman	Ducheny	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alby	Figueroa	Mazzoni	Shelley
Alquist	Firestone	McClintock	Strom-Martin
Ashburn	Floyd	Migden	Sweeney
Baca	Frusetta	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	
Davis	Machado	Richter	

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 259: Assembly Member Pacheco, from "No" to "Aye".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 299 (Mountjoy)—An act to amend Sections 7070 and 7090 of the Business and Professions Code, relating to contractors.

Bill read third time, and presented by Assembly Member Margett.

Bill passed by the following vote:

AYES—52

Ackerman	Caldera	Leach	Prenter
Aguiar	Campbell	Leonard	Pringle
Alby	Cardoza	Machado	Richter
Alquist	Cunneen	Margett	Runner
Ashburn	Davis	Mazzoni	Scott
Baca	Figueroa	Miller	Strom-Martin
Baldwin	Firestone	Morrissey	Takasugi
Battin	Frusetta	Morrow	Thompson
Baugh	Goldsmith	Olberg	Thomson
Bordonaro	Granlund	Oller	Villaraigosa
Bowler	Havice	Pacheco	Vincent
Brewer	House	Papan	Woods
Brown	Kuykendall	Poochigian	Mr. Speaker

NOES—15

Bowen	Keeley	McClintock	Ortiz
Escutia	Kuehl	Migden	Sweeney
Floyd	Lempert	Murray	Wayne
Honda	Martinez	Napolitano	

Bill ordered transmitted to the Senate.

ACTION RESCINDED ON ASSEMBLY BILL NO. 259

Assembly Member Scott was granted unanimous consent to rescind the action whereby the Assembly, on July 17, 1997 (Assembly Journal, page 3241), concurred in Senate amendments to Assembly Bill No. 259, and whereby the bill was ordered enrolled; and that the bill be returned to the Senate for further action.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 496 (Maddy)—An act to amend Section 212 of the Labor Code, relating to employment.

Bill read third time, and presented by Assembly Member Papan.

Bill passed by the following vote:

AYES—77

Ackerman	Davis	Margett	Runner
Aguiar	Ducheny	Martinez	Scott
Alby	Escutia	Mazzoni	Shelley
Alquist	Figueroa	McClintock	Strom-Martin
Aroner	Firestone	Migden	Sweeney
Ashburn	Frusetta	Miller	Takasugi
Baca	Gallegos	Morrissey	Thompson
Baldwin	Goldsmith	Morrow	Thomson
Battin	Granlund	Murray	Torlakson
Baugh	Havice	Napolitano	Villaraigosa
Bordonaro	Hertzberg	Olberg	Vincent
Bowen	Honda	Oller	Washington
Bowler	House	Ortiz	Wayne
Brewer	Keeley	Pacheco	Wildman
Brown	Knox	Papan	Woods
Caldera	Kuehl	Perata	Wright
Campbell	Leach	Poochigian	Mr. Speaker
Cardenas	Lempert	Prenter	
Cardoza	Leonard	Pringle	
Cunneen	Machado	Richter	

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 496: Assembly Member Kuykendall, from "No" to "Not Voting".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 306 (Haynes)—An act to amend Section 14079 of the Welfare and Institutions Code, relating to human services.

Bill read third time, and presented by Assembly Member Granlund.

Bill passed by the following vote:

AYES—74

Ackerman	Cunneen	Leonard	Runner
Aguiar	Davis	Machado	Scott
Alby	Escutia	Margett	Shelley
Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Firestone	Mazzoni	Sweeney
Ashburn	Floyd	Migden	Takasugi
Baca	Frusetta	Miller	Thompson
Baldwin	Gallegos	Morrissey	Thomson
Battin	Goldsmith	Morrow	Torlakson
Baugh	Granlund	Murray	Villaraigosa
Bordonaro	Havice	Napolitano	Vincent
Bowen	Hertzberg	Olberg	Washington
Bowler	Honda	Oller	Wayne
Brewer	House	Ortiz	Wildman
Brown	Keeley	Perata	Woods
Caldera	Kuehl	Poochigian	Wright
Campbell	Kuykendall	Prenter	Mr. Speaker
Cardenas	Leach	Pringle	
Cardoza	Lempert	Richter	

NOES—1

Pacheco

Bill ordered transmitted to the Senate.

SENATE BILL NO. 631 (Burton)—An act to amend Section 648a of the Penal Code, relating to crimes.

Bill read third time, and presented by Assembly Member Hertzberg.

Bill passed by the following vote:

AYES—75

Ackerman	Cunneen	Leonard	Prenter
Aguiar	Davis	Machado	Richter
Alby	Ducheny	Margett	Runner
Alquist	Escutia	Martinez	Scott
Aroner	Figueroa	Mazzoni	Shelley
Ashburn	Firestone	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	House	Olberg	Vincent
Brewer	Keeley	Oller	Washington
Brown	Knox	Ortiz	Wayne
Caldera	Kuehl	Pacheco	Wildman
Campbell	Kuykendall	Papan	Wright
Cardenas	Leach	Perata	Mr. Speaker
Cardoza	Lempert	Poochigian	

NOES—1

Floyd

Bill ordered transmitted to the Senate.

SENATE BILL NO. 435 (McPherson)—An act to amend Section 5810 of the Business and Professions Code, relating to interior designers, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Lempert.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—61

Aguiar	Ducheny	Lempert	Strom-Martin
Alquist	Escutia	Machado	Sweeney
Aroner	Figueroa	Margett	Takasugi
Ashburn	Firestone	Martinez	Thompson
Baca	Frusetta	Mazzoni	Thomson
Battin	Gallegos	Migden	Torlakson
Bordonaro	Granlund	Miller	Villaraigosa
Bowler	Havice	Morrissey	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Napolitano	Wayne
Caldera	House	Ortiz	Wildman
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cunneen	Kuykendall	Scott	
Davis	Leach	Shelley	

NOES—14

Ackerman	Bowen	McClintock	Richter
Alby	Floyd	Morrow	Runner
Baldwin	Goldsmith	Olberg	
Baugh	Leonard	Oller	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—61

Aguiar	Ducheny	Lempert	Strom-Martin
Alquist	Escutia	Machado	Sweeney
Aroner	Figueroa	Margett	Takasugi
Ashburn	Firestone	Martinez	Thompson
Baca	Frusetta	Mazzoni	Thomson
Battin	Gallegos	Migden	Torlakson
Bordonaro	Granlund	Miller	Villaraigosa
Bowler	Havice	Morrissey	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Napolitano	Wayne
Caldera	House	Ortiz	Wildman
Campbell	Keeley	Pacheco	Wright
Cardenas	Knox	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	
Cunneen	Kuykendall	Scott	
Davis	Leach	Shelley	

NOES—14

Ackerman	Bowen	McClintock	Richter
Alby	Floyd	Morrow	Runner
Baldwin	Goldsmith	Olberg	
Baugh	Leonard	Oller	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 238 (Haynes)—An act to amend Section 903 of the Welfare and Institutions Code, relating to juveniles, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Leach moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1020 (Committee on Public Employment and Retirement)—An act to amend Section 1157 of, and to add Article 8.8 (commencing with Section 31696.1) to Chapter 3 of Part 3 of Division 4 of Title 3 of, the Government Code, relating to county employees.

Bill read third time, and presented by Assembly Member Knox.

Bill passed by the following vote:

AYES—77

Ackerman	Ducheny	Machado	Runner
Aguiar	Escutia	Margett	Scott
Alby	Figueroa	Martinez	Shelley
Alquist	Firestone	Mazzoni	Strom-Martin
Aroner	Floyd	Migden	Sweeney
Ashburn	Frusetta	Miller	Takasugi
Baca	Gallegos	Morrissey	Thompson
Baldwin	Goldsmith	Morrow	Thomson
Battin	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Villaraigosa
Bowen	Hertzberg	Olberg	Vincent
Bowler	Honda	Oller	Washington
Brewer	House	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	
Davis	Leonard	Richter	

NOES—2

Baugh	McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 105 (Ayala)—An act to amend Section 13271 of the Water Code, relating to water.

Bill read third time, and presented by Assembly Member Wayne.

Bill passed by the following vote:

AYES—78

Ackerman	Davis	Machado	Richter
Aguiar	Escutia	Margett	Runner
Alby	Figueroa	Martinez	Scott
Alquist	Firestone	Mazzoni	Shelley
Aroner	Floyd	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 13 (Kopp)—Relative to professional basketball.

Resolution read, presented by Assembly Member Perata, and adopted by the following vote:

AYES—50

Alquist	Figueroa	Machado	Strom-Martin
Aroner	Floyd	Martinez	Sweeney
Baca	Frusetta	Mazzoni	Thomson
Battin	Gallegos	Migden	Torlakson
Bowen	Granlund	Miller	Villaraigosa
Brown	Havice	Murray	Vincent
Caldera	Hertzberg	Napolitano	Washington
Cardenas	Honda	Ortiz	Wayne
Cardoza	Keeley	Pacheco	Wildman
Cunneen	Knox	Papan	Wright
Davis	Kuehl	Perata	Mr. Speaker
Ducheny	Leach	Scott	
Escutia	Lempert	Shelley	

NOES—21

Ackerman	Bowler	McClintock	Richter
Aguiar	Campbell	Morrissey	Runner
Alby	Goldsmith	Morrow	Takasugi
Baldwin	House	Olberg	
Baugh	Leonard	Oller	
Bordonaro	Margett	Poochigian	

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 626 (Karnette)—An act to amend Section 22507 of the Vehicle Code, relating to vehicles.

Bill read third time, and presented by Assembly Member Keeley.

Bill passed by the following vote:

AYES—72

Ackerman	Davis	Machado	Pringle
Aguiar	Ducheny	Margett	Richter
Alby	Escutia	Martinez	Runner
Alquist	Figueroa	Mazzoni	Scott
Aroner	Floyd	Migden	Shelley
Ashburn	Frusetta	Miller	Strom-Martin
Baca	Gallegos	Morrissey	Sweeney
Baldwin	Goldsmith	Morrow	Takasugi
Battin	Granlund	Murray	Thompson
Bordonaro	Havice	Napolitano	Thomson
Bowen	Hertzberg	Olberg	Torlakson
Bowler	Honda	Oller	Villaraigosa
Brewer	House	Ortiz	Vincent
Brown	Keeley	Pacheco	Washington
Campbell	Knox	Papan	Wayne
Cardenas	Kuehl	Perata	Wildman
Cardoza	Leach	Poochigian	Wright
Cunneen	Lempert	Prenter	Mr. Speaker

NOES—4

Baugh	Caldera	Leonard	McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1262 (Johnston)—An act to amend Sections 799.01, 799.02, and 799.07 of the Insurance Code, relating to insurance.

Bill read third time, and presented by Assembly Member Figueroa.

Bill passed by the following vote:

AYES—76

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Runner
Ashburn	Firestone	Mazzoni	Scott
Baca	Floyd	McClintock	Shelley
Baldwin	Frusetta	Migden	Strom-Martin
Battin	Gallegos	Miller	Sweeney
Baugh	Goldsmith	Morrissey	Takasugi
Bordonaro	Granlund	Morrow	Thompson
Bowen	Havice	Murray	Thomson
Bowler	Hertzberg	Napolitano	Torlakson
Brewer	Honda	Olberg	Villaraigosa
Brown	House	Oller	Vincent
Caldera	Keeley	Ortiz	Washington
Campbell	Knox	Pacheco	Wayne
Cardenas	Kuehl	Papan	Wildman
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 788 (Burton)—An act to amend Sections 21200.5, 21200.9, 21203, and 21206.8 of the Financial Code, relating to pawnbrokers.

Bill read third time, and presented by Assembly Member Papan.

Bill passed by the following vote:

AYES—78

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Floyd	McClintock	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Olberg	Washington
Brewer	House	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—1

Pacheco

Bill ordered transmitted to the Senate.

SENATE BILL NO. 674 (Thompson)—An act to amend Sections 44251 and 44300 of the Education Code, relating to teacher credentialing.

Bill read third time, and presented by Assembly Member Scott.

Bill passed by the following vote:

AYES—56

Aguiar	Figueroa	Kuykendall	Prenter
Alquist	Firestone	Leach	Scott
Aroner	Floyd	Lempert	Shelley
Baca	Frusetta	Machado	Strom-Martin
Bordonaro	Gallegos	Martinez	Sweeney
Bowen	Goldsmith	Mazzoni	Thomson
Brown	Granlund	Migden	Torlakson
Caldera	Havice	Morrissey	Villaraigosa
Cardenas	Hertzberg	Murray	Vincent
Cardoza	Honda	Napolitano	Washington
Cunneen	House	Ortiz	Wayne
Davis	Keeley	Pacheco	Wildman
Ducheny	Knox	Papan	Wright
Escutia	Kuehl	Perata	Mr. Speaker

NOES—23

Ackerman	Bowler	Miller	Richter
Alby	Brewer	Morrow	Runner
Ashburn	Campbell	Olberg	Takasugi
Baldwin	Leonard	Oller	Thompson
Battin	Margett	Poochigian	Woods
Baugh	McClintock	Pringle	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 629 (Karnette)—An act to amend Sections 24001, 24007, and 24101 of, and to add Sections 24001.5 and 24101.5 to, the Education Code, and to amend Section 21540.5 of the Government Code, relating to public employees.

Bill read third time, and presented by Assembly Member Scott.

Bill passed by the following vote:

AYES—52

Aguiar	Escutia	Kuehl	Scott
Alquist	Figueroa	Kuykendall	Shelley
Aroner	Firestone	Lempert	Strom-Martin
Baca	Floyd	Machado	Sweeney
Bordonaro	Frusetta	Martinez	Thomson
Bowen	Gallegos	Mazzoni	Torlakson
Bowler	Goldsmith	Migden	Villaraigosa
Brown	Havice	Morrissey	Vincent
Cardenas	Hertzberg	Murray	Washington
Cardoza	Honda	Napolitano	Wayne
Cunneen	House	Ortiz	Wildman
Davis	Keeley	Papan	Wright
Ducheny	Knox	Perata	Mr. Speaker

NOES—23

Ackerman	Campbell	Morrow	Richter
Alby	Granlund	Olberg	Runner
Baldwin	Leonard	Oller	Takasugi
Battin	Margett	Pacheco	Thompson
Baugh	McClintock	Prenter	Woods
Brewer	Miller	Pringle	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 679: Assembly Member Bowler, from "No" to "Aye".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 359 (Rainey)—An act to amend Section 25503.15 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Assembly Member Brewer.

Bill passed by the following vote:

AYES—75

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	Runner
Alby	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Floyd	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Hertzberg	Murray	Torlakson
Bordonaro	Honda	Napolitano	Villaraigosa
Bowen	House	Olberg	Vincent
Bowler	Keeley	Oller	Washington
Brewer	Knox	Pacheco	Wayne
Brown	Kuehl	Papan	Wildman
Campbell	Kuykendall	Perata	Woods
Cardenas	Leach	Poochigian	Wright
Cardoza	Lempert	Prenter	Mr. Speaker
Cunneen	Leonard	Pringle	

NOES—3

Caldera	Havice	Ortiz

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 359: Assembly Member Havice, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 508 (Thompson)—An act to amend Section 25503.30 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Assembly Member Brown.

Bill passed by the following vote:

AYES—73

Ackerman	Davis	Margett	Richter
Aguiar	Ducheny	Martinez	Runner
Alby	Escutia	Mazzoni	Scott
Alquist	Figueroa	McClintock	Shelley
Aroner	Floyd	Migden	Strom-Martin
Ashburn	Frusetta	Miller	Sweeney
Baca	Goldsmith	Morrissey	Takasugi
Baldwin	Granlund	Morrow	Thomson
Battin	Hertzberg	Murray	Torlakson
Baugh	Honda	Napolitano	Villaraigosa
Bordonaro	House	Olberg	Vincent
Bowen	Keeley	Oller	Wayne
Bowler	Knox	Ortiz	Wildman
Brewer	Kuehl	Pacheco	Woods
Brown	Kuykendall	Papan	Wright
Campbell	Leach	Perata	Mr. Speaker
Cardenas	Lempert	Poochigian	
Cardoza	Leonard	Prenter	
Cunneen	Machado	Pringle	

NOES—1

Havice

Bill ordered transmitted to the Senate.

SENATE BILL NO. 226 (Committee on Transportation)—An act to amend Section 65080 of the Government Code, and to amend Section 99317 of the Public Utilities Code, relating to transportation.

Rules Temporarily Suspended

Assembly Member Migden was granted unanimous consent that Assembly Rule 69(b)(1) be suspended to permit consideration of amendments to Senate Bill No. 226.

Bill read third time.

Motion to Amend

Assembly Member Migden moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE CONCURRENT RESOLUTION NO. 27 (Kopp)—Relative to residential facilities.

Resolution read, presented by Assembly Member Ashburn, and adopted by the following vote:

AYES—78

Ackerman	Ducheny	Machado	Richter
Aguiar	Escutia	Margett	Runner
Alby	Figueroa	Martinez	Scott
Alquist	Firestone	Mazzoni	Shelley
Aroner	Floyd	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	
Davis	Leonard	Pringle	

NOES—None

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 4 (Kopp)—An act to amend Section 27174.2 of the Streets and Highways Code, relating to trespass.

Bill read third time, and presented by Assembly Member Hertzberg.

Bill passed by the following vote:

AYES—73

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Floyd	Miller	Sweeney
Baca	Frusetta	Morrissey	Takasugi
Baldwin	Gallegos	Morrow	Thompson
Battin	Goldsmith	Murray	Thomson
Baugh	Granlund	Napolitano	Torlakson
Bordonaro	Havice	Olberg	Villaraigosa
Bowler	Hertzberg	Oller	Vincent
Brewer	Honda	Ortiz	Wayne
Brown	House	Pacheco	Woods
Caldera	Keeley	Papan	Wright
Campbell	Knox	Perata	Mr. Speaker
Cardenas	Kuykendall	Poochigian	
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—4

Bowen	Kuehl	Martinez	Migden

Bill ordered transmitted to the Senate.

SENATE BILL NO. 189 (Kelley)—An act to amend Sections 12015.3 and 12246 of, and to add Section 12029 to, the Business and Professions Code, relating to weights and measures.

Bill read third time, and presented by Assembly Member Battin.

Bill passed by the following vote:

AYES—77

Ackerman	Davis	Machado	Runner
Aguiar	Ducheny	Margett	Scott
Alby	Escutia	Martinez	Shelley
Alquist	Figueroa	Mazzoni	Strom-Martin
Aroner	Firestone	McClintock	Sweeney
Ashburn	Floyd	Migden	Takasugi
Baca	Frusetta	Miller	Thompson
Baldwin	Gallegos	Morrissey	Thomson
Battin	Goldsmith	Morrow	Torlakson
Baugh	Havice	Murray	Villaraigosa
Bordonaro	Hertzberg	Napolitano	Vincent
Bowen	Honda	Oller	Washington
Bowler	House	Ortiz	Wayne
Brewer	Keeley	Pacheco	Wildman
Brown	Knox	Papan	Woods
Caldera	Kuehl	Perata	Wright
Campbell	Kuykendall	Poochigian	Mr. Speaker
Cardenas	Leach	Prenter	
Cardoza	Lempert	Pringle	
Cunneen	Leonard	Richter	

NOES—1

Granlund

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 495, on request of Assembly Member Sweeney.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 509 (**Thompson**)—An act to add Section 24045.15 to the Business and Professions Code, relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Brown.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

Ackerman	Davis	Leonard	Poochigian
Aguiar	Ducheny	Machado	Prenter
Alby	Escutia	Margett	Pringle
Alquist	Figueroa	Martinez	Richter
Aroner	Firestone	Mazzoni	Runner
Ashburn	Floyd	McClintock	Scott
Baca	Frusetta	Migden	Shelley
Baldwin	Gallegos	Miller	Strom-Martin
Battin	Goldsmith	Morrissey	Sweeney
Baugh	Granlund	Morrow	Takasugi
Bordonaro	Hertzberg	Murray	Thomson
Bowler	Honda	Napolitano	Torlakson
Brewer	Keeley	Olberg	Villaraigosa
Brown	Knox	Oller	Vincent
Campbell	Kuehl	Ortiz	Wayne
Cardenas	Kuykendall	Pacheco	Wildman
Cardoza	Leach	Papan	Wright
Cunneen	Lempert	Perata	Mr. Speaker

NOES—5

Bowen	House	Washington
Havice	Thompson	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

Ackerman	Davis	Leonard	Poochigian
Aguiar	Ducheny	Machado	Prenter
Alby	Escutia	Margett	Pringle
Alquist	Figueroa	Martinez	Richter
Aroner	Firestone	Mazzoni	Runner
Ashburn	Floyd	McClintock	Scott
Baca	Frusetta	Migden	Shelley
Baldwin	Gallegos	Miller	Strom-Martin
Battin	Goldsmith	Morrissey	Sweeney
Baugh	Granlund	Morrow	Takasugi
Bordonaro	Hertzberg	Murray	Thomson
Bowler	Honda	Napolitano	Torlakson
Brewer	Keeley	Olberg	Villaraigosa
Brown	Knox	Oller	Vincent
Campbell	Kuehl	Ortiz	Wayne
Cardenas	Kuykendall	Pacheco	Wildman
Cardoza	Leach	Papan	Wright
Cunneen	Lempert	Perata	Mr. Speaker

NOES—5

Bowen	House	Washington
Havice	Thompson	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 651 (Wright)—An act to amend Sections 5604, 5712, 17604.05, 17605, 17605.10, 17606.05, 17606.10, 17606.15, and 17608.10 of the Welfare and Institutions Code, relating to human services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Gallegos.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Floyd	Migden	Sweeney
Baca	Frusetta	Miller	Takasugi
Baldwin	Gallegos	Morrissey	Thompson
Battin	Goldsmith	Morrow	Thomson
Baugh	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Villaraigosa
Bowen	Hertzberg	Olberg	Vincent
Bowler	Honda	Oller	Washington
Brewer	House	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

Ackerman	Davis	Leonard	Richter
Aguiar	Ducheny	Machado	Runner
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Floyd	Migden	Sweeney
Baca	Frusetta	Miller	Takasugi
Baldwin	Gallegos	Morrissey	Thompson
Battin	Goldsmith	Morrow	Thomson
Baugh	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Villaraigosa
Bowen	Hertzberg	Olberg	Vincent
Bowler	Honda	Oller	Washington
Brewer	House	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	
Cunneen	Lempert	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 699 (Rainey)—An act to add and repeal Article 4 (commencing with Section 7360) to Chapter 2 of Part 2 of Division 6 of the Fish and Game Code, relating to fish, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Honda.

Bill passed by the following vote:

AYES—69

Ackerman	Davis	Margett	Runner
Aguiar	Ducheny	Martinez	Scott
Alby	Escutia	Mazzoni	Shelley
Alquist	Figueroa	Migden	Strom-Martin
Aroner	Firestone	Miller	Sweeney
Ashburn	Floyd	Morrissey	Takasugi
Baca	Frusetta	Morrow	Thomson
Battin	Gallegos	Murray	Torlakson
Baugh	Granlund	Napolitano	Villaraigosa
Bordonaro	Hertzberg	Olberg	Vincent
Bowler	Honda	Ortiz	Washington
Brewer	Keeley	Pacheco	Wayne
Brown	Knox	Papan	Wildman
Caldera	Kuehl	Perata	Wright
Campbell	Kuykendall	Poochigian	Mr. Speaker
Cardenas	Leach	Prenter	
Cardoza	Lempert	Pringle	
Cunneen	Machado	Richter	

NOES—5

Bowen	Havice	Thompson
Goldsmith	House	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1277 (Leslie)—An act to amend Sections 1033 1063.1, and 1067.02 of the Insurance Code, relating to insurance.

Bill read third time, and presented by Assembly Member Cunneen.

Bill passed by the following vote:

AYES—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1277: Assembly Member Scott, from "No" to "Aye".

Bill ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 40 (Watson)—Relative to hepatitis A prevention.

Resolution read, presented by Assembly Member Gallegos, and adopted by the following vote:

AYES—49

Alquist	Gallegos	Morrissey	Takasugi
Aroner	Havice	Morrow	Thomson
Baca	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Brown	Keeley	Ortiz	Vincent
Caldera	Knox	Pacheco	Washington
Cardenas	Kuehl	Papan	Wayne
Cunneen	Lempert	Perata	Wildman
Davis	Machado	Prenter	Wright
Ducheny	Martinez	Scott	Mr. Speaker
Escutia	Mazzoni	Shelley	
Figueroa	McClintock	Strom-Martin	
Frusetta	Migden	Sweeney	

NOES—22

Ackerman	Bowler	Margett	Richter
Alby	Brewer	Miller	Runner
Baldwin	Campbell	Olberg	Thompson
Battin	Goldsmith	Oller	Woods
Baugh	Granlund	Poochigian	
Bordonaro	House	Pringle	

Resolution ordered transmitted to the Senate.

At 12:14 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

SENATE BILL NO. 903 (Lee)—An act to add Article 6.5 (commencing with Section 124118) to Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, relating to child health.

Bill read third time, and presented by Assembly Member Figueroa.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Figueroa moved a call of the Assembly.

Motion carried. Time, 12:15 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 248 (Watson)—An act to amend Section 17929 of the Business and Professions Code, relating to business.

Bill read third time, and presented by Assembly Member Murray.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Murray moved a call of the Assembly.

Motion carried. Time, 12:18 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 578 (Rosenthal)—An act to amend Sections 1357, 1357.03, 1357.06, 1357.11, 1357.14, 1357.16, 1357.50, 1357.51, 1358.20, and 1367.15 of, and to add Sections 1357.52, 1357.53, and 1357.54 to, the Health and Safety Code, and to amend Sections 742.40, 10176.10, 10194.8, 10198.6, 10198.7, 10700, 10705, 10706, 10708, 10713, 10718.55, and 10841 of, and to add Sections 10198.9, 10273.4, and 10273.6 to, the Insurance Code, relating to health care coverage, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Gallegos.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	Runner
Alby	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	Runner
Alby	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate immediately.

SENATE BILL NO. 1315 (Burton)—An act to amend Sections 678.1 and 11664 of the Insurance Code, relating to insurance.

Bill read third time, and presented by Assembly Member Figueroa.

Bill passed by the following vote:

AYES—75

Ackerman	Cunneen	Lempert	Richter
Aguiar	Davis	Leonard	Runner
Alby	Ducheny	Machado	Scott
Alquist	Escutia	Margett	Shelley
Aroner	Figueroa	Martinez	Strom-Martin
Ashburn	Firestone	Mazzoni	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Morrow	Torlakson
Bordonaro	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Oller	Washington
Brewer	House	Ortiz	Wayne
Brown	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Leach	Prenter	

NOES—1

McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 53 (Thompson)—An act to amend Section 8842 of, to add Article 10.5 (commencing with Section 8845) to Chapter 3 of Part 3 of Division 6 of, and to add and repeal Sections 7852.6 and 7882 of, the Fish and Game Code, relating to commercial fishing, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Strom-Martin.

Bill passed by the following vote:

AYES—62

Ackerman	Ducheny	Margett	Scott
Aguiar	Escutia	Martinez	Shelley
Alquist	Figueroa	Mazzoni	Strom-Martin
Aroner	Firestone	Migden	Sweeney
Ashburn	Frusetta	Morrissey	Takasugi
Baca	Gallegos	Morrow	Thomson
Baugh	Goldsmith	Murray	Torlakson
Bowen	Havice	Napolitano	Villaraigosa
Brewer	Hertzberg	Olberg	Vincent
Brown	Honda	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Papan	Wildman
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	
Davis	Machado	Runner	

NOES—11

Alby	Bowler	Leonard	Richter
Baldwin	Granlund	McClintock	Thompson
Bordonaro	House	Pacheco	

Bill ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 42 (**Kopp**)—Relative to implementing the Agreement on Mutual Cooperation.

Resolution read, presented by Assembly Member Napolitano, and adopted by the following vote:

AYES—76

Ackerman	Davis	Lempert	Poochigian
Aguiar	Ducheny	Leonard	Prenter
Alquist	Escutia	Machado	Richter
Aroner	Figueroa	Margett	Runner
Ashburn	Firestone	Martinez	Scott
Baca	Floyd	Mazzoni	Shelley
Baldwin	Frusetta	McClintock	Strom-Martin
Battin	Gallegos	Migden	Sweeney
Baugh	Goldsmith	Miller	Takasugi
Bordonaro	Granlund	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Vincent
Brown	House	Olberg	Washington
Caldera	Keeley	Oller	Wayne
Campbell	Knox	Ortiz	Wildman
Cardenas	Kuehl	Pacheco	Woods
Cardoza	Kuykendall	Papan	Wright
Cunneen	Leach	Perata	Mr. Speaker

NOES—None

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 389 (**Monteith**)—An act to add Section 425.9 to the Government Code, relating to the official state soil.

Bill read third time, and presented by Assembly Member Prenter.

Bill passed by the following vote:

AYES—67

Ackerman	Ducheny	Machado	Richter
Aguiar	Escutia	Margett	Runner
Alby	Figueroa	Mazzoni	Scott
Alquist	Firestone	Migden	Shelley
Aroner	Frusetta	Miller	Strom-Martin
Baca	Gallegos	Morrissey	Sweeney
Battin	Goldsmith	Morrow	Takasugi
Bordonaro	Havice	Napolitano	Thompson
Bowen	Honda	Olberg	Thomson
Bowler	House	Oller	Torlakson
Brewer	Keeley	Ortiz	Vincent
Brown	Knox	Pacheco	Washington
Campbell	Kuehl	Papan	Wayne
Cardenas	Kuykendall	Perata	Wildman
Cardoza	Leach	Poochigian	Wright
Cunneen	Lempert	Prenter	Mr. Speaker
Davis	Leonard	Pringle	

NOES—4

Baugh	Granlund	Hertzberg	Martinez

Bill ordered transmitted to the Senate.

SENATE BILL NO. 73 (Kopp)—An act to amend Sections 998 and 2101 of the Code of Civil Procedure, to amend Sections 9104, 9402, 9403, 9404, 9405, 9406, and 9407 of, and to repeal Section 5114 of, the Commercial Code, to amend Section 721 of the Evidence Code, and to amend Sections 12583 and 68616 of the Government Code, relating to civil law.

Bill read third time.

Motion to Amend

Assembly Member Baugh moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 682 (Sher)—An act to amend, repeal, and add Section 827 of the Civil Code, relating to landlord-tenant.

Bill read third time, and presented by Assembly Member Lempert.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Lempert moved a call of the Assembly.

Motion carried. Time, 12:38 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 850 (Kelley)—An act to add Section 6523.75 to the Government Code, relating to public health.

Bill read third time.

Motion to Amend

Assembly Member Baldwin moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 151 (Peace)—An act to amend Section 1484 of, and to add Sections 1193.5 and 1473.5 to, the Penal Code, relating to habeas corpus.

Bill read third time, and presented by Assembly Member Hertzberg.

Bill passed by the following vote:

AYES—71

Ackerman	Cunneen	Machado	Richter
Aguiar	Davis	Margett	Runner
Alby	Escutia	Mazzoni	Scott
Alquist	Figueroa	McClintock	Shelley
Ashburn	Frusetta	Miller	Strom-Martin
Baca	Gallegos	Morrissey	Sweeney
Baldwin	Goldsmith	Morrow	Takasugi
Battin	Granlund	Murray	Thompson
Baugh	Havice	Napolitano	Thomson
Bordonaro	Hertzberg	Olberg	Torlakson
Bowen	Honda	Oller	Vincent
Bowler	House	Ortiz	Washington
Brewer	Keeley	Pacheco	Wayne
Brown	Kuehl	Papan	Wildman
Caldera	Kuykendall	Perata	Woods
Campbell	Leach	Poochigian	Wright
Cardenas	Lempert	Prenter	Mr. Speaker
Cardoza	Leonard	Pringle	

NOES—3

Martinez	Migden	Villaraigosa

Bill ordered transmitted to the Senate.

SENATE BILL 544 (Maddy)—An act to amend Section 2025 of, and to add Section 2025.5 to, the Code of Civil Procedure, relating to civil procedure.

Bill read third time, and presented by Assembly Member Keeley.

Bill passed by the following vote:

AYES—67

Ackerman	Cardoza	Leonard	Prenter
Aguiar	Cunneen	Machado	Pringle
Alby	Davis	Margett	Richter
Alquist	Escutia	Mazzoni	Runner
Aroner	Figueroa	McClintock	Scott
Ashburn	Firestone	Migden	Strom-Martin
Baca	Floyd	Miller	Takasugi
Baldwin	Frusetta	Morrissey	Thompson
Battin	Gallegos	Morrow	Thomson
Baugh	Goldsmith	Napolitano	Torlakson
Bordonaro	Granlund	Olberg	Vincent
Bowler	Honda	Oller	Wayne
Brewer	House	Ortiz	Wildman
Brown	Keeley	Pacheco	Woods
Caldera	Kuehl	Papan	Wright
Campbell	Kuykendall	Perata	Mr. Speaker
Cardenas	Leach	Poochigian	

NOES—5

Bowen	Hertzberg	Sweeney
Havice	Martinez	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 571 (Wright)—An act to amend Section 106985 of the Health and Safety Code, relating to radiologic technology.

Bill read third time, and presented by Assembly Member Hertzberg.

Bill passed by the following vote:

AYES—59

Ackerman	Campbell	Leach	Poochigian
Aguiar	Cardenas	Machado	Prenter
Alby	Cunneen	Margett	Pringle
Alquist	Davis	Mazzoni	Richter
Aroner	Escutia	McClintock	Runner
Ashburn	Figueroa	Miller	Scott
Baca	Firestone	Morrissey	Strom-Martin
Baldwin	Frusetta	Morrow	Takasugi
Battin	Goldsmith	Murray	Thompson
Baugh	Granlund	Napolitano	Torlakson
Bordonaro	Hertzberg	Olberg	Vincent
Bowler	Honda	Oller	Woods
Brewer	House	Ortiz	Wright
Brown	Keeley	Pacheco	Mr. Speaker
Caldera	Kuykendall	Perata	

NOES—13

Bowen	Kuehl	Sweeney	Wildman
Cardoza	Martinez	Thomson	
Floyd	Migden	Washington	
Havice	Shelley	Wayne	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 571: Assembly Member Cardoza, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1299 (Watson)—An act to amend Section 14087.961 of, and to add Section 14087.323 to, the Welfare and Institutions Code, relating to human services.

Bill read third time, and presented by Assembly Member Hertzberg.

~~Bill passed by the following vote:~~

~~AYES—45~~

~~Aguiar~~	~~Figueroa~~	~~Martinez~~	~~Thomson~~
~~Alquist~~	~~Firestone~~	~~Mazzoni~~	~~Torlakson~~
~~Aroner~~	~~Floyd~~	~~Migden~~	~~Villaraigosa~~
~~Baca~~	~~Gallegos~~	~~Murray~~	~~Vincent~~
~~Bowen~~	~~Havice~~	~~Napolitano~~	~~Washington~~
~~Brown~~	~~Hertzberg~~	~~Ortiz~~	~~Wayne~~
~~Caldera~~	~~Honda~~	~~Papan~~	~~Wildman~~
~~Cardenas~~	~~Keeley~~	~~Perata~~	~~Wright~~
~~Cardoza~~	~~Kuehl~~	~~Scott~~	~~Mr. Speaker~~
~~Cunneen~~	~~Kuykendall~~	~~Shelley~~	
~~Davis~~	~~Lempert~~	~~Strom-Martin~~	
~~Escutia~~	~~Machado~~	~~Sweeney~~	

~~NOES—30~~

~~Ackerman~~	~~Brewer~~	~~McClintock~~	~~Pringle~~
~~Alby~~	~~Frusetta~~	~~Miller~~	~~Richter~~
~~Ashburn~~	~~Goldsmith~~	~~Morrow~~	~~Runner~~
~~Baldwin~~	~~Granlund~~	~~Olberg~~	~~Takasugi~~
~~Battin~~	~~House~~	~~Oller~~	~~Thompson~~
~~Baugh~~	~~Leach~~	~~Pacheco~~	~~Woods~~
~~Bordonaro~~	~~Leonard~~	~~Poochigian~~	
~~Bowler~~	~~Margett~~	~~Prenter~~	

~~Bill ordered transmitted to the Senate.~~

(NOTE: On August 12, 1997, the action was rescinded whereby Senate Bill No. 1299 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3671.)

SENATE BILL NO. 269 (Karnette)—An act to add Section 2124 to the Elections Code, relating to elections.

Bill read third time, and presented by Assembly Member Strom-Martin.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Strom-Martin moved a call of the Assembly.

Motion carried. Time, 1:01 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 593 (Rosenthal)—An act to add Article 10.5 (commencing with Section 1399.801) to Chapter 2.2 of Division 2 of the Health and Safety Code, and to add Chapter 9.5 (commencing with Section 10900) to Part 2 of Division 2 of the Insurance Code, relating to health care coverage.

Bill read third time, and presented by Assembly Member Gallegos.

Bill passed by the following vote:

AYES—50

Aguiar	Ducheny	Lempert	Strom-Martin
Alquist	Escutia	Machado	Sweeney
Aroner	Figueroa	Martinez	Thomson
Baca	Firestone	Mazzoni	Torlakson
Bordonaro	Floyd	Migden	Villaraigosa
Bowen	Gallegos	Morrow	Vincent
Brewer	Goldsmith	Murray	Washington
Brown	Havice	Napolitano	Wayne
Caldera	Hertzberg	Ortiz	Wildman
Cardenas	Honda	Papan	Wright
Cardoza	Keeley	Perata	Mr. Speaker
Cunneen	Knox	Scott	
Davis	Kuehl	Shelley	

NOES—21

Ackerman	Granlund	Olberg	Takasugi
Alby	Leach	Oller	Thompson
Baldwin	Leonard	Pacheco	Woods
Baugh	Margett	Pringle	
Bowler	McClintock	Richter	
Campbell	Miller	Runner	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 593: Assembly Members Baldwin and Runner, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 997 (**Schiff**)—An act to add and repeal Article 6.5 (commencing with Section 12414) to Chapter 1 of Part 6 of Division 2 of the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Figueroa.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

Ackerman	Davis	Lempert	Runner
Aguiar	Ducheny	Machado	Scott
Alby	Escutia	Margett	Shelley
Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Firestone	Mazzoni	Sweeney
Ashburn	Floyd	Migden	Takasugi
Baca	Frusetta	Miller	Thompson
Baldwin	Gallegos	Morrissey	Thomson
Baugh	Goldsmith	Morrow	Torlakson
Bordonaro	Granlund	Murray	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Bowler	Hertzberg	Olberg	Washington
Brewer	Honda	Ortiz	Wayne
Brown	House	Pacheco	Wildman
Caldera	Keeley	Papan	Woods
Campbell	Knox	Perata	Wright
Cardenas	Kuehl	Poochigian	Mr. Speaker
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Richter	

NOES—2

Leonard	McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

Ackerman	Davis	Lempert	Runner
Aguiar	Ducheny	Machado	Scott
Alby	Escutia	Margett	Shelley
Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Firestone	Mazzoni	Sweeney
Ashburn	Floyd	Migden	Takasugi
Baca	Frusetta	Miller	Thompson
Baldwin	Gallegos	Morrissey	Thomson
Baugh	Goldsmith	Morrow	Torlakson
Bordonaro	Granlund	Murray	Villaraigosa
Bowen	Havice	Napolitano	Vincent
Bowler	Hertzberg	Olberg	Washington
Brewer	Honda	Ortiz	Wayne
Brown	House	Pacheco	Wildman
Caldera	Keeley	Papan	Woods
Campbell	Knox	Perata	Wright
Cardenas	Kuehl	Poochigian	Mr. Speaker
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Richter	

NOES—2

Leonard	McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 145 (Burton)—An act to amend Section 3302 of the Government Code, relating to public safety officers.

Bill read third time, and presented by Assembly Member Wayne.

Bill passed by the following vote:

AYES—51

Alquist	Figueroa	Margett	Strom-Martin
Aroner	Floyd	Martinez	Sweeney
Baca	Gallegos	Mazzoni	Thomson
Battin	Granlund	McClintock	Torlakson
Baugh	Havice	Morrissey	Villaraigosa
Bowen	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Cardenas	Keeley	Ortiz	Wayne
Cardoza	Knox	Papan	Wildman
Cunneen	Kuehl	Perata	Woods
Davis	Kuykendall	Prenter	Wright
Ducheny	Lempert	Scott	Mr. Speaker
Escutia	Machado	Shelley	

NOES—19

Ackerman	Campbell	Morrow	Richter
Baldwin	Goldsmith	Olberg	Runner
Bordonaro	House	Oller	Takasugi
Bowler	Leach	Pacheco	Thompson
Brewer	Miller	Pringle	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 190 (Alpert)—An act to add Section 44320.5 to the Education Code, relating to teacher credentialing.

Bill read third time.

Motion to Amend

Assembly Member Thomson moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 243 (Peace)—An act to amend Sections 7522, 7582.2, 7583.12, 7583.33, 7583.37, 7597.1, and 7597.6 of, to amend, repeal, and add Section 7583.22 of, and to repeal Section 7522.1 of, the Business and Professions Code, and to amend Sections 70 and 12033 of the Penal Code, relating to security services, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Hertzberg.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

Ackerman	Ducheny	Machado	Richter
Aguiar	Escutia	Margett	Runner
Alby	Figueroa	Martinez	Scott
Alquist	Firestone	Mazzoni	Shelley
Aroner	Floyd	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	
Davis	Leonard	Pringle	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

Ackerman	Ducheny	Machado	Richter
Aguiar	Escutia	Margett	Runner
Alby	Figueroa	Martinez	Scott
Alquist	Firestone	Mazzoni	Shelley
Aroner	Floyd	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	
Davis	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 447 (Greene)—An act to amend Section 433 of, and to add Section 436 to, the Labor Code, relating to employment.

Bill read third time, and presented by Assembly Member Brown.

Bill passed by the following vote:

AYES—45

Alquist	Floyd	Mazzoni	Thomson
Aroner	Frusetta	Migden	Torlakson
Baca	Gallegos	Morrissey	Villaraigosa
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Caldera	Honda	Ortiz	Wayne
Cardenas	Keeley	Papan	Wildman
Cardoza	Knox	Perata	Wright
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Lempert	Shelley	
Escutia	Machado	Strom-Martin	
Figueroa	Martinez	Sweeney	

NOES—34

Ackerman	Brewer	Leonard	Prenter
Aguiar	Campbell	Margett	Pringle
Alby	Cunneen	McClintock	Richter
Ashburn	Firestone	Miller	Runner
Baldwin	Goldsmith	Morrow	Takasugi
Battin	Granlund	Olberg	Thompson
Baugh	House	Oller	Woods
Bordonaro	Kuykendall	Pacheco	
Bowler	Leach	Poochigian	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 688 (Ayala)—An act to amend Sections 629.76, 629.80, 629.82, 629.88, and 629.98 of, and to repeal Chapter 1.3 (commencing with Section 629) of Title 15 of Part 1 of, the Penal Code, relating to electronic surveillance.

Bill read third time, and presented by Assembly Member Hertzberg.

Bill passed by the following vote:

AYES—76

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Aroner	Figueroa	Margett	Runner
Ashburn	Firestone	Martinez	Scott
Baca	Floyd	Mazzoni	Shelley
Baldwin	Frusetta	McClintock	Strom-Martin
Battin	Gallegos	Miller	Sweeney
Baugh	Goldsmith	Morrissey	Takasugi
Bordonaro	Granlund	Morrow	Thompson
Bowen	Havice	Murray	Thomson
Bowler	Hertzberg	Napolitano	Torlakson
Brewer	Honda	Olberg	Vincent
Brown	House	Oller	Washington
Caldera	Keeley	Ortiz	Wayne
Campbell	Knox	Pacheco	Wildman
Cardenas	Kuehl	Papan	Woods
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 671 BY UNANIMOUS CONSENT

Assembly Member Wright was granted unanimous consent to take up Senate Bill No. 671, out of order.

SENATE BILL NO. 671 (Committee on Elections and Reapportionment)—An act to amend Sections 2154, 3010, 7244, 7570, 7608, 7612, 7620, 7671, 7694, 7770, 7840, 7884, 9031, 10229, 10411, 10512, 10706, 12302, 13201, 15310, 15501, and 15651 of, to add Section 7236 to, and to repeal Sections 347, 6181, 7000, 7552, 7553, 7554, 7558, 7560, 7601, 7602, 7606, 7607, 7621, 7625, 7626, 7627, 7784, 7785, 7801, 10414, 10415, 13003, and 15273 of, the Elections Code, and to amend Section 6254.4 of the Government Code, relating to elections.

Bill read third time, and presented by Assembly Member Wright.

Bill passed by the following vote:

AYES—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 67 (Kopp)—An act to amend Section 1714.45 of the Civil Code, relating to product liability.

Bill read third time.

Motion to Amend

Assembly Member Shelley moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 132 (Solis)—An act to amend Sections 1095 and 1137.1 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read third time, and presented by Assembly Member Kuykendall.

Bill passed by the following vote:

AYES—78

Ackerman	Davis	Machado	Richter
Aguiar	Escutia	Margett	Runner
Alby	Figueroa	Martinez	Scott
Alquist	Firestone	Mazzoni	Shelley
Aroner	Floyd	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1080 (Calderon)—An act to amend Sections 15052 and 16956 of, and to repeal and add Section 16955.5 of, the Corporations Code, relating to limited liability partnerships.

Bill read third time, and presented by Assembly Member Perata.

Bill passed by the following vote:

AYES—77

Ackerman	Davis	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alby	Figueroa	Mazzoni	Shelley
Alquist	Floyd	McClintock	Strom-Martin
Aroner	Frusetta	Migden	Sweeney
Ashburn	Gallegos	Miller	Takasugi
Baca	Goldsmith	Morrissey	Thompson
Baldwin	Granlund	Morrow	Thomson
Battin	Havice	Murray	Torlakson
Baugh	Hertzberg	Napolitano	Villaraigosa
Bordonaro	Honda	Olberg	Vincent
Bowen	House	Oller	Washington
Bowler	Keeley	Ortiz	Wayne
Brewer	Knox	Pacheco	Wildman
Brown	Kuehl	Papan	Woods
Caldera	Kuykendall	Perata	Wright
Campbell	Leach	Poochigian	Mr. Speaker
Cardenas	Lempert	Prenter	
Cardoza	Leonard	Pringle	
Cunneen	Machado	Richter	

NOES—None

Bill ordered transmitted to the Senate.

At 1:20 p.m., Hon. Martha M. Escutia, 50th District, presiding

SENATE BILL NO. 517 (Haynes)—An act to add Section 3482.1 to the Civil Code, relating to nuisance.

Bill read third time, and presented by Assembly Member Baca.

Bill passed by the following vote:

AYES—60

Ackerman	Cardoza	Kuykendall	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Leonard	Prenter
Alquist	Escutia	Machado	Pringle
Ashburn	Figueroa	Margett	Richter
Baca	Firestone	Mazzoni	Runner
Baldwin	Frusetta	McClintock	Strom-Martin
Battin	Gallegos	Miller	Takasugi
Baugh	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Torlakson
Bowler	Havice	Napolitano	Wayne
Brewer	Hertzberg	Olberg	Wildman
Brown	Honda	Oller	Woods
Campbell	House	Pacheco	Wright
Cardenas	Keeley	Papan	Mr. Speaker

NOES—13

Aroner	Martinez	Shelley	Vincent
Bowen	Migden	Sweeney	
Caldera	Ortiz	Thomson	
Kuehl	Scott	Villaraigosa	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 517: Assembly Member Lempert, from "No" to "Not Voting".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 780 (Kelley)—An act to amend Sections 146.5, 6980.23, 6980.33, 6980.48, 7504.7, 7506.9, 7506.10, 7507.10, 7507.13, 7529, 7582.13, 7583.20, 7583.32, 7593.11, 7596, 7596.7, 7598.14, 7598.17, 9810, 9830.5, 9832, 9832.5, 9847.5, 9849, 9851, 9853, 9855.2, 9855.3, 9855.9, 9860, 9862.5, 9863, 9873, 19008, 19010, 19080, 19123.4, and 19208 of, to amend, repeal, and add Sections 6980.79, 7511, 7570, 7588, and 7599.70 of, to add Section 9814.5 to, to repeal Section 9854 of, to add and repeal Section 9812.5 of, and to repeal and add Sections 7558 and 7586 of, the Business and Professions Code, and to amend Sections 1791 and 1794.4 of the Civil Code, relating to consumer affairs, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Campbell.

Bill passed by the following vote:

AYES—61

Ackerman	Davis	Machado	Scott
Aguiar	Escutia	Margett	Shelley
Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Firestone	Mazzoni	Sweeney
Ashburn	Frusetta	Migden	Takasugi
Baca	Gallegos	Miller	Thompson
Baldwin	Granlund	Morrissey	Thomson
Bowen	Havice	Napolitano	Torlakson
Bowler	Hertzberg	Olberg	Vincent
Brewer	Honda	Pacheco	Washington
Brown	Keeley	Papan	Wayne
Caldera	Knox	Perata	Wright
Campbell	Kuehl	Poochigian	Mr. Speaker
Cardenas	Kuykendall	Prenter	
Cardoza	Leach	Richter	
Cunneen	Lempert	Runner	

NOES—8

Alby	Goldsmith	Morrow	Ortiz
Baugh	McClintock	Oller	Wildman

Bill ordered transmitted to the Senate.

At 1:30 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

SENATE BILL NO. 468 (Rainey)—An act to add Section 1522.06 to the Health and Safety Code, relating to community care facilities.

Bill read third time.

Motion to Amend

Assembly Member Torlakson moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 602 (Alpert)—An act to add Sections 5040, 6009.3, and 22252.5 to the Business and Professions Code, to add Section 1505 to the Financial Code, to amend Sections 18795 and 18796 of, and to add Section 18872 to, the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Assembly Member Hertzberg.

Bill passed by the following vote:

AYES—70

Aguiar	Davis	Leach	Runner
Alby	Ducheny	Lempert	Scott
Alquist	Escutia	Machado	Shelley
Aroner	Figueroa	Margett	Strom-Martin
Ashburn	Firestone	Martinez	Sweeney
Baca	Floyd	Mazzoni	Takasugi
Baldwin	Frusetta	Migden	Thomson
Battin	Gallegos	Miller	Torlakson
Bordonaro	Goldsmith	Morrissey	Villaraigosa
Bowen	Granlund	Napolitano	Vincent
Bowler	Havice	Olberg	Washington
Brewer	Hertzberg	Ortiz	Wayne
Brown	Honda	Pacheco	Wildman
Caldera	House	Papan	Woods
Campbell	Keeley	Perata	Wright
Cardenas	Knox	Poochigian	Mr. Speaker
Cardoza	Kuehl	Prenter	
Cunneen	Kuykendall	Pringle	

NOES—7

Ackerman	McClintock	Oller	Thompson
Baugh	Morrow	Richter	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 602: Assembly Member Ackerman, from "Aye" to "No"; Assembly Member Prenter, from "No" to "Aye".

Bill ordered transmitted to the Senate.

At 1:34 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

SENATE BILL NO. 816 (O'Connell)—An act to amend Section 7735 of, and to add and repeal Section 17530.7 of, the Business and Professions Code, relating to funeral practices.

Bill read third time.

Motion to Amend

Assembly Member Davis moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 1224 (Kopp)—An act to add and repeal Section 190.26 of the Penal Code, relating to murder, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Pacheco.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

Ackerman	Cardoza	Leach	Poochigian
Aguiar	Cunneen	Lempert	Prenter
Alby	Davis	Leonard	Pringle
Alquist	Ducheny	Machado	Richter
Aroner	Escutia	Margett	Runner
Ashburn	Figueroa	Martinez	Scott
Baca	Firestone	McClintock	Shelley
Baldwin	Frusetta	Miller	Strom-Martin
Battin	Gallegos	Morrissey	Sweeney
Baugh	Goldsmith	Morrow	Takasugi
Bordonaro	Granlund	Murray	Thompson
Bowen	Havice	Napolitano	Thomson
Bowler	Hertzberg	Olberg	Torlakson
Brewer	Honda	Oller	Vincent
Brown	House	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuykendall	Perata	Mr. Speaker

NOES—2

Migden Wright

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

Ackerman	Cardoza	Leach	Poochigian
Aguiar	Cunneen	Lempert	Prenter
Alby	Davis	Leonard	Pringle
Alquist	Ducheny	Machado	Richter
Aroner	Escutia	Margett	Runner
Ashburn	Figueroa	Martinez	Scott
Baca	Firestone	McClintock	Shelley
Baldwin	Frusetta	Miller	Strom-Martin
Battin	Gallegos	Morrissey	Sweeney
Baugh	Goldsmith	Morrow	Takasugi
Bordonaro	Granlund	Murray	Thompson
Bowen	Havice	Napolitano	Thomson
Bowler	Hertzberg	Olberg	Torlakson
Brewer	Honda	Oller	Vincent
Brown	House	Ortiz	Wayne
Caldera	Keeley	Pacheco	Wildman
Campbell	Knox	Papan	Woods
Cardenas	Kuykendall	Perata	Mr. Speaker

NOES—2

Migden Wright

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1255 (Polanco)—An act to amend Section 657 of the Business and Professions Code, to add Section 1371.22 to the Health and Safety Code, and to add Section 10126.5 to the Insurance Code, relating to health care.

Bill read third time, and presented by Assembly Member Aguiar.

~~Bill passed by the following vote:~~

~~AYES—78~~

~~Ackerman~~	~~Ducheny~~	~~Machado~~	~~Richter~~
~~Aguiar~~	~~Escutia~~	~~Margett~~	~~Runner~~
~~Alby~~	~~Figueroa~~	~~Martinez~~	~~Scott~~
~~Alquist~~	~~Firestone~~	~~Mazzoni~~	~~Shelley~~
~~Ashburn~~	~~Floyd~~	~~McClintock~~	~~Strom-Martin~~
~~Baca~~	~~Frusetta~~	~~Migden~~	~~Sweeney~~
~~Baldwin~~	~~Gallegos~~	~~Miller~~	~~Takasugi~~
~~Battin~~	~~Goldsmith~~	~~Morrissey~~	~~Thompson~~
~~Baugh~~	~~Granlund~~	~~Morrow~~	~~Thomson~~
~~Bordonaro~~	~~Havice~~	~~Murray~~	~~Torlakson~~
~~Bowen~~	~~Hertzberg~~	~~Napolitano~~	~~Villaraigosa~~
~~Bowler~~	~~Honda~~	~~Olberg~~	~~Vincent~~
~~Brewer~~	~~House~~	~~Oller~~	~~Washington~~
~~Brown~~	~~Keeley~~	~~Ortiz~~	~~Wayne~~
~~Caldera~~	~~Knox~~	~~Pacheco~~	~~Wildman~~
~~Campbell~~	~~Kuehl~~	~~Papan~~	~~Woods~~
~~Cardenas~~	~~Kuykendall~~	~~Perata~~	~~Wright~~
~~Cardoza~~	~~Leach~~	~~Poochigian~~	~~Mr. Speaker~~
~~Cunneen~~	~~Lempert~~	~~Prenter~~	
~~Davis~~	~~Leonard~~	~~Pringle~~	

~~NOES—None~~

~~Bill ordered transmitted to the Senate.~~

(NOTE: On January 28, 1998, the action was rescinded whereby Senate Bill No. 1255 was passed, and whereby the bill was ordered transmitted to the Senate. See page 5313.)

SENATE BILL NO. 467 (Rainey)—An act to amend Section 30546 of the Water Code, relating to water.

Bill read third time, and presented by Assembly Member Leach.

Bill passed by the following vote:

AYES—72

Ackerman	Cunneen	Lempert	Prenter
Aguiar	Davis	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Floyd	Migden	Strom-Martin
Baldwin	Frusetta	Miller	Sweeney
Battin	Gallegos	Morrissey	Takasugi
Baugh	Goldsmith	Morrow	Thompson
Bordonaro	Granlund	Murray	Thomson
Bowen	Havice	Napolitano	Torlakson
Bowler	Hertzberg	Olberg	Villaraigosa
Brewer	Honda	Oller	Vincent
Brown	House	Ortiz	Washington
Caldera	Keeley	Pacheco	Wayne
Campbell	Kuehl	Papan	Wildman
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker

NOES—1

Pringle

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 467: Assembly Member Pringle, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 471 (Burton)—An act to amend Sections 22002, 22115, 22119.2, 22134, 22146, 22155, 22456, 22664, 22701, 22710, 22711, 22713, 22901, 22903, 22904, 22950, 22951, 22952, 22954, 22955, 23000, 23002, 23005, 23008, 24001, 24005, 24205, and 24950 of the Education Code, relating to school employees.

Bill read third time.

Motion to Amend

Assembly Member Knox moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 80 (Kopp)—An act to amend Sections 4836 and 4840 of the Business and Professions Code, relating to veterinary medicine.

Bill read third time, and presented by Assembly Member Bordonaro.

Bill passed by the following vote:

AYES—77

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Villaraigosa
Bowen	Hertzberg	Napolitano	Vincent
Bowler	Honda	Olberg	Washington
Brewer	House	Oller	Wayne
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Pacheco	Wright
Campbell	Kuehl	Papan	Mr. Speaker
Cardenas	Kuykendall	Perata	
Cardoza	Leach	Poochigian	
Cunneen	Lempert	Prenter	

NOES—None

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 202, on request of Assembly Member Knox.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 464 (Rainey)—An act to add Sections 12836 and 12837 to the Food and Agricultural Code, relating to pesticides.

Bill read third time, and presented by Assembly Member Machado.

Bill passed by the following vote:

AYES—74

Ackerman	Davis	Martinez	Runner
Aguiar	Escutia	Mazzoni	Scott
Alby	Figueroa	McClintock	Shelley
Alquist	Firestone	Migden	Strom-Martin
Ashburn	Floyd	Miller	Sweeney
Baca	Frusetta	Morrissey	Takasugi
Baldwin	Gallegos	Morrow	Thompson
Battin	Goldsmith	Murray	Thomson
Baugh	Granlund	Napolitano	Torlakson
Bordonaro	Havice	Olberg	Villaraigosa
Bowen	Hertzberg	Oller	Vincent
Bowler	Honda	Ortiz	Washington
Brewer	House	Pacheco	Wayne
Brown	Keeley	Papan	Wildman
Caldera	Kuykendall	Perata	Woods
Campbell	Leach	Poochigian	Wright
Cardenas	Lempert	Prenter	Mr. Speaker
Cardoza	Leonard	Pringle	
Cunneen	Machado	Richter	

NOES—1

Knox

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 782, on request of Assembly Member Granlund.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 611 (Villaraigosa)—An act to amend Sections 17280, 17295, 81130, and 81133 of the Education Code, and to amend Section 20111.5 of the Public Contract Code, relating to education facilities, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1126 (Villaraigosa)—An act to add Section 14007.3 to the Welfare and Institutions Code, relating to human services.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly refused to concur in Senate amendments by the following vote:

AYES—5

Baugh	Martinez	Villaraigosa
Caldera	Richter	

NOES—72

Ackerman	Davis	Leonard	Prenter
Aguiar	Escutia	Machado	Pringle
Alby	Figueroa	Margett	Runner
Alquist	Firestone	Mazzoni	Scott
Aroner	Frusetta	McClintock	Shelley
Ashburn	Gallegos	Migden	Strom-Martin
Baca	Goldsmith	Miller	Sweeney
Baldwin	Granlund	Morrissey	Takasugi
Battin	Havice	Morrow	Thompson
Bordonaro	Hertzberg	Murray	Thomson
Bowen	Honda	Napolitano	Torlakson
Bowler	House	Olberg	Vincent
Brewer	Keeley	Oller	Washington
Brown	Knox	Ortiz	Wayne
Campbell	Kuehl	Pacheco	Wildman
Cardenas	Kuykendall	Papan	Woods
Cardoza	Leach	Perata	Wright
Cunneen	Lempert	Poochigian	Mr. Speaker

ASSEMBLY BILL NO. 440 (Prenter)—An act to amend Sections 33704.5, 36993, 37503, 37504, 37505, 38181, 38182, 38184, 38186, 38191, 38192, 38211, 38213, 38251, 38522, 38523, 38541, 38651, 38653, 38654, 38655, 38731, 38861, 38871, 38872, 38873, 38874, 38875, 38876, 38881, 38885, 38887, 38888, 38891, 38892, 38895.2, 39722, 39731, 39732, 39733, 39761, 39762, 39791, 39841, and 39842 of, and to amend the headings of Article 2 (commencing with Section 38181) of, Article 2.5 (commencing with Section 38191) of, and Article 3 (commencing with Section 38211) of, Chapter 5 of Part 3 of Division 15 of, to repeal Sections 38193 and 38223 of, and to repeal Article 32 (commencing with Section 38801) and Article 33 (commencing with Section 38811) of, Chapter 5 of Part 3 of Division 15 of, the Food and Agricultural Code, and to amend Section 110820 of the Health and Safety Code, relating to milk, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 170 (Papan)—An act to amend Section 926.17 of, and to amend and add Section 926.15 of, the Government Code, relating to claims against the state.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 300 (Escutia)—An act to amend Sections 8477 and 8495 of, to add Section 8495.1 to, and to repeal Sections 8477.3, 8478, and 8478.5 of, the Education Code, relating to child care, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Ackerman	Cunneen	Leach	Prenter
Aguiar	Davis	Lempert	Runner
Alby	Ducheny	Leonard	Scott
Alquist	Escutia	Machado	Shelley
Aroner	Figueroa	Margett	Strom-Martin
Ashburn	Firestone	Martinez	Sweeney
Baca	Floyd	Mazzoni	Takasugi
Baldwin	Frusetta	Migden	Thomson
Battin	Gallegos	Miller	Torlakson
Bordonaro	Goldsmith	Morrissey	Villaraigosa
Bowen	Granlund	Morrow	Vincent
Bowler	Havice	Murray	Washington
Brewer	Hertzberg	Napolitano	Wayne
Brown	Honda	Oller	Wildman
Caldera	Keeley	Ortiz	Woods
Campbell	Knox	Papan	Wright
Cardenas	Kuehl	Perata	Mr. Speaker
Cardoza	Kuykendall	Poochigian	

NOES—6

Baugh	McClintock	Richter
House	Pacheco	Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 38 (Figueroa)—An act to add Section 1367.62 to the Health and Safety Code, and to add Section 10123.87 to the Insurance Code, relating to health coverage, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—64

Aguiar	Ducheny	Leach	Prenter
Alby	Escutia	Lempert	Scott
Alquist	Figueroa	Machado	Shelley
Aroner	Firestone	Martinez	Strom-Martin
Ashburn	Floyd	Mazzoni	Sweeney
Baca	Frusetta	Migden	Takasugi
Battin	Gallegos	Miller	Thomson
Bordonaro	Goldsmith	Morrissey	Torlakson
Bowen	Granlund	Morrow	Villaraigosa
Bowler	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Caldera	Honda	Ortiz	Wayne
Cardenas	Keeley	Pacheco	Wildman
Cardoza	Knox	Papan	Woods
Cunneen	Kuehl	Perata	Wright
Davis	Kuykendall	Poochigian	Mr. Speaker

NOES—10

Ackerman	Campbell	McClintock	Richter
Baugh	House	Olberg	
Brewer	Leonard	Oller	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 38: Assembly Member Morrow, from "No" to "Aye".

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 305

At 1:57 p.m., on motion of Assembly Member Firestone, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Baca moved to continue the call of the Assembly.

Motion carried. Time, 1:57 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 903

At 1:57 p.m., on motion of Assembly Member Figueroa, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Wildman moved to continue the call of the Assembly.

Motion carried. Time, 1:57 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 248

At 1:57 p.m., on motion of Assembly Member Murray, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Shelley moved to continue the call of the Assembly.

Motion carried. Time, 1:58 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 682

At 1:58 p.m., on motion of Assembly Member Lempert, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 682 refused passage by the following vote:

AYES—29

Alquist	Gallegos	Migden	Torlakson
Aroner	Havice	Murray	Villaraigosa
Bowen	Honda	Napolitano	Washington
Brown	Keeley	Ortiz	Wildman
Caldera	Knox	Shelley	Mr. Speaker
Ducheny	Kuehl	Strom-Martin	
Escutia	Lempert	Sweeney	
Figueroa	Mazzoni	Thomson	

NOES—41

Ackerman	Cardoza	Machado	Pringle
Aguiar	Cunneen	Margett	Richter
Alby	Firestone	McClintock	Runner
Ashburn	Floyd	Miller	Takasugi
Baldwin	Frusetta	Morrow	Thompson
Battin	Goldsmith	Olberg	Wayne
Baugh	Granlund	Oller	Woods
Bordonaro	House	Pacheco	Wright
Bowler	Kuykendall	Papan	
Brewer	Leach	Perata	
Campbell	Leonard	Poochigian	

Motion to Reconsider Senate Bill No. 682 on Next Legislative Day

Assembly Member Lempert moved to reconsider on the next legislative day the vote whereby Senate Bill No. 682 was this day refused passage.

Senate Bill No. 682 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 269

At 1:58 p.m., on motion of Assembly Member Strom-Martin, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 269 passed by the following vote:

AYES—44

Alquist	Escutia	Machado	Strom-Martin
Aroner	Figueroa	Martinez	Sweeney
Baca	Floyd	Mazzoni	Thomson
Bowen	Gallegos	Migden	Torlakson
Brown	Havice	Murray	Villaraigosa
Caldera	Hertzberg	Napolitano	Vincent
Cardenas	Honda	Ortiz	Washington
Cardoza	Keeley	Papan	Wayne
Cunneen	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker

NOES—25

Ackerman	Brewer	Miller	Runner
Aguiar	Campbell	Morrow	Takasugi
Baldwin	Granlund	Olberg	Thompson
Battin	House	Oller	Woods
Baugh	Kuykendall	Poochigian	
Bordonaro	Leach	Pringle	
Bowler	Leonard	Richter	

Bill ordered transmitted to the Senate.

ADJOURN IN MEMORY

Speaker pro Tempore Kuehl was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mary Yorba, of East Los Angeles, who was the grandmother of Assembly Member Diane Martinez.

CAUCUS ANNOUNCEMENTS

At 2 p.m., by unanimous consent, the Democratic Caucus was permitted to meet in the Assembly Lounge, and the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

BILLS ORDERED TRANSMITTED TO SENATE IMMEDIATELY

Without objection, all bills passed earlier this day were ordered transmitted to the Senate immediately.

RECESS

By unanimous consent, at 2 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 5:15 p.m., the Assembly reconvened.

Hon. Cruz M. Bustamante, Speaker of the Assembly, presiding.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor were received and ordered printed in the Journal:

Governor's Office, Sacramento
August 11, 1997

To the Members of the Assembly:

Assembly Bill 523, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore, recommend consideration of Assembly Bill 523 as an emergency measure.

Sincerely,

PETE WILSON

Governor's Office, Sacramento,
August 11, 1997

To the Members of the Assembly:

Assembly Bill 1565, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore, recommend consideration of Assembly Bill 1565 as an emergency measure.

Sincerely,

PETE WILSON

Governor's Office, Sacramento
August 11, 1997

To the Members of the Assembly:

Assembly Bill 1607, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore, recommend consideration of Assembly Bill 1607 as an emergency measure.

Sincerely,

PETE WILSON

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 11, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 523
Assembly Bill No. 1565
Assembly Bill No. 1607

And reports the same correctly enrolled, and presented to the Governor at 12:30 p.m., August 11, 1997.

E. DOTSON WILSON, Chief Clerk

POINT OF ORDER

Assembly Member McClintock arose to the following point of order:

Assembly Rule 66.7 forbids a Budget from being brought to the Floor with a reserve of less than 3%. Does Assembly Bill No. 107 meet that requirement?

Ruling by Speaker Bustamante

The Speaker ruled that Assembly Bill No. 107 will be taken up for consideration at this time.

CONFERENCE COMMITTEE REPORTS

ASSEMBLY BILL NO. 107 (As proposed by the Conference Committee)—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Conference Committee Report presented by Assembly Member Ducheny.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—63

Ackerman	Ducheny	Leach	Richter
Aguiar	Escutia	Lempert	Runner
Alquist	Figueroa	Machado	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Frusetta	Migden	Strom-Martin
Battin	Gallegos	Miller	Sweeney
Baugh	Goldsmith	Morrissey	Takasugi
Bowen	Granlund	Murray	Villaraigosa
Bowler	Havice	Napolitano	Vincent
Brewer	Hertzberg	Olberg	Washington
Brown	Honda	Oller	Wayne
Caldera	House	Pacheco	Wildman
Cardenas	Keeley	Perata	Woods
Cardoza	Knox	Poochigian	Wright
Cunneen	Kuehl	Prenter	Mr. Speaker
Davis	Kuykendall	Pringle	

NOES—15

Alby	Campbell	McClintock	Thompson
Aroner	Leonard	Morrow	Thomson
Baldwin	Margett	Ortiz	Torlakson
Bordonaro	Martinez	Papan	

Report adopted by the following vote:

AYES—63

Ackerman	Ducheny	Leach	Richter
Aguiar	Escutia	Lempert	Runner
Alquist	Figueroa	Machado	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Frusetta	Migden	Strom-Martin
Battin	Gallegos	Miller	Sweeney
Baugh	Goldsmith	Morrissey	Takasugi
Bowen	Granlund	Murray	Villaraigosa
Bowler	Havice	Napolitano	Vincent
Brewer	Hertzberg	Olberg	Washington
Brown	Honda	Oller	Wayne
Caldera	House	Pacheco	Wildman
Cardenas	Keeley	Perata	Woods
Cardoza	Knox	Poochigian	Wright
Cunneen	Kuehl	Prenter	Mr. Speaker
Davis	Kuykendall	Pringle	

NOES—15

Alby	Campbell	McClintock	Thompson
Aroner	Leonard	Morrow	Thomson
Baldwin	Margett	Ortiz	Torlakson
Bordonaro	Martinez	Papan	

ANNOUNCEMENT BY SPEAKER BUSTAMANTE

In response to a point of order raised earlier this day by Assembly Member McClintock, Speaker Bustamante informed the Membership that pursuant to Article XIII B, Sec. 5.5 of the Constitution: "The Legislature shall establish a prudent State reserve fund in such amount as it shall deem reasonable and necessary." The Speaker further stated that the above referenced section supersedes the Assembly Rules.

At 5:38 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 386 (Kopp)—An act to amend Section 1382 of the Penal Code, relating to criminal procedure.

Bill read third time.

Motion to Amend

Assembly Member Goldsmith moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Senate Bill No. 386, as Amended, by Unanimous Consent

Assembly Member Goldsmith was granted unanimous consent to take up Senate Bill No. 386, as amended, without reference to file.

SENATE BILL NO. 386 (Peace)—An act to add Sections 5003.2, 5003.3, and 5028.1 to the Penal Code, and to amend Sections 744, 745, 747, and 749 of the Welfare and Institutions Code, relating to state government.

Bill read third time, and presented by Assembly Member Goldsmith.

Bill passed by the following vote:

AYES—77

Ackerman	Davis	Machado	Richter
Aguiar	Ducheny	Margett	Runner
Alby	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Woods
Caldera	Kuehl	Papan	Wright
Campbell	Kuykendall	Perata	Mr. Speaker
Cardenas	Leach	Poochigian	
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 959 (Hughes)—An act to amend Section 20128.5 of the Public Contract Code, relating to public construction contracts.

Bill read third time.

Motion to Amend

Assembly Member Woods moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Senate Bill No. 959, as Amended, by Unanimous Consent

Assembly Member Woods was granted unanimous consent to take up Senate Bill No. 959, as amended, without reference to file.

SENATE BILL NO. 959 (Hughes)—An act relating to emergency services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Woods.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

Ackerman	Davis	Leonard	Prenter
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brown	House	Olberg	Washington
Caldera	Knox	Oller	Wayne
Campbell	Kuehl	Ortiz	Wildman
Cardenas	Kuykendall	Papan	Woods
Cardoza	Leach	Perata	Wright
Cunneen	Lempert	Poochigian	Mr. Speaker

NOES—2

Pacheco	Thompson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

Ackerman	Davis	Leonard	Prenter
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Frusetta	McClintock	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Baldwin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Villaraigosa
Bowler	Honda	Napolitano	Vincent
Brown	House	Olberg	Washington
Caldera	Knox	Oller	Wayne
Campbell	Kuehl	Ortiz	Wildman
Cardenas	Kuykendall	Papan	Woods
Cardoza	Leach	Perata	Wright
Cunneen	Lempert	Poochigian	Mr. Speaker

NOES—2

Pacheco	Thompson

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 391 (Rosenthal)—An act to amend Section 1367.10 of the Health and Safety Code, relating to health care coverage.

Bill read third time.

Motion to Amend

Assembly Member Ducheny moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Senate Bill No. 391, as Amended, by Unanimous Consent

Assembly Member Ducheny was granted unanimous consent to take up Senate Bill No. 391, as amended, without reference to file.

SENATE BILL NO. 391 (Solis)—An act to repeal Article 6 (commencing with Section 58105) of Chapter 1 of Part 1 of Division 21 of the Food and Agricultural Code, to amend Sections 95004 and 95030 of, and to add Section 95001.5 to, to amend Sections 104380, 106805, 115065, 115080, 120955, 121200, 121260, and 121305 of, to add Sections 110241, 120970, 121358, 123255, and 123279 to, to add Chapter 1.5 (commencing with Section 124450) to Part 4 of Division 106 of, to add and repeal Section 11793 of, and to repeal Sections 349.109, 104485, 104550, 104569, 120450, 121205, 121215, 121220, and 124950 of, the Health and Safety Code, to amend Section 12696.05 of, and to repeal Section 12699.50 of, the Insurance Code, and to amend Section 1372 of the Penal Code, to amend Sections 4643.5, 4681.1, 4681.3, 6600.05, 7228, 14094.3, 14105.31, 14105.33, 14132.22, 14154.15, 14163, 16809.5, 16909, 16945, and 16990.5, of, to add Sections 4418.1, 4418.7, 4433, 4596.5, 4639, 7200.06, 7200.07, 7202, 7204, 7229, 7230, 7231, 7232, 7233, 14005.75, 14005.76, 14005.82, 14005.83, 14005.84, 14005.88, 14005.89, 14011.4, 14029, 14067, 14093.07, 14093.09, 14109.6, 14133.14, 14138.5, 14459.5, 14459.7, and 17000.51 to, and to ad and repeal Sections 14085.7, 14085.8, 14148.99, and 16997.1 of, the Welfare and Institutions Code, relating to human services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Ducheny.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

Ackerman	Ducheny	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alby	Figueroa	Mazzoni	Shelley
Alquist	Firestone	Migden	Strom-Martin
Aroner	Frusetta	Miller	Sweeney
Ashburn	Gallegos	Morrissey	Takasugi
Baca	Goldsmith	Morrow	Thomson
Battin	Granlund	Murray	Torlakson
Baugh	Havice	Napolitano	Villaraigosa
Bordonaro	Hertzberg	Olberg	Vincent
Bowen	Honda	Oller	Washington
Bowler	House	Ortiz	Wayne
Brewer	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	
Davis	Machado	Richter	

NOES—1

Thompson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

Ackerman	Ducheny	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alby	Figueroa	Mazzoni	Shelley
Alquist	Firestone	Migden	Strom-Martin
Aroner	Frusetta	Miller	Sweeney
Ashburn	Gallegos	Morrissey	Takasugi
Baca	Goldsmith	Morrow	Thomson
Battin	Granlund	Murray	Torlakson
Baugh	Havice	Napolitano	Villaraigosa
Bordonaro	Hertzberg	Olberg	Vincent
Bowen	Honda	Oller	Washington
Bowler	House	Ortiz	Wayne
Brewer	Keeley	Pacheco	Wildman
Caldera	Knox	Papan	Woods
Campbell	Kuehl	Perata	Wright
Cardenas	Kuykendall	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	
Davis	Machado	Richter	

NOES—1

Thompson

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 512 (Committee on Insurance)—An act to amend Section 510 of the Insurance Code, relating to insurance.

Bill read third time.

Motion to Amend

Assembly Member Ducheny moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Villaraigosa moved a call of the Assembly.

Motion carried. Time, 6:55 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 1320 (Hurtt)—An act to repeal Section 43845 of the Health and Safety Code, relating to air pollution.

Bill read third time.

Motion to Amend

Assembly Member Escutia moved the adoption of amendments.

Amendments read.

Roll Call Demanded

Assembly Member Pringle, Runner, and Campbell, demanded a roll call.

The roll was called, and the Escutia amendments adopted by the following vote:

AYES—47

Ackerman	Davis	Kuehl	Shelley
Alquist	Ducheny	Kuykendall	Strom-Martin
Aroner	Escutia	Lempert	Sweeney
Ashburn	Figueroa	Martinez	Thomson
Baca	Firestone	Mazzoni	Torlakson
Bowen	Frusetta	Migden	Villaraigosa
Brown	Gallegos	Murray	Vincent
Caldera	Goldsmith	Napolitano	Washington
Campbell	Havice	Ortiz	Wayne
Cardenas	Hertzberg	Papan	Wright
Cardoza	Honda	Perata	Mr. Speaker
Cunneen	Keeley	Scott	

NOES—15

Aguiar	Brewer	McClintock	Pringle
Baldwin	Granlund	Morrow	Runner
Baugh	House	Olberg	Thompson
Bordonaro	Leonard	Oller	

Senate Bill No. 1320 ordered reprinted.

Further Consideration of Senate Bill No. 1320, as Amended, by Unanimous Consent

Assembly Member Escutia was granted unanimous consent to take up Senate Bill No. 1320, as amended, without reference to file.

SENATE BILL NO. 1320 (Sher)—An act to and add Section 57004 of the Health and Safety Code, and to amend Section 4 of Chapter 1428 of the Statutes of 1985, relating to environmental protection.

Bill read third time, and presented by Assembly Member Escutia.

Bill passed by the following vote:

AYES—57

Aguiar	Figueroa	Martinez	Strom-Martin
Alquist	Firestone	Mazzoni	Sweeney
Aroner	Frusetta	Migden	Takasugi
Baca	Gallegos	Morrissey	Thomson
Baldwin	Goldsmith	Murray	Torlakson
Bowen	Granlund	Napolitano	Villaraigosa
Brown	Havice	Olberg	Vincent
Caldera	Hertzberg	Ortiz	Washington
Campbell	Honda	Pacheco	Wayne
Cardenas	Keeley	Perata	Woods
Cardoza	Kuehl	Prenter	Wright
Cunneen	Kuykendall	Richter	Mr. Speaker
Davis	Lempert	Runner	
Ducheny	Machado	Scott	
Escutia	Margett	Shelley	

NOES—11

Alby	Bordonaro	Leach	Papan
Battin	Bowler	Morrow	Thompson
Baugh	Brewer	Oller	

Bill ordered transmitted to the Senate.

ANNOUNCEMENTS

Assembly Member Pringle announced that he would withhold unanimous consent on any requests to take up measures without reference to file, that are not Budget trailer bills.

RE-REFERENCE OF BILLS

Assembly Member Murray requested unanimous consent that Assembly Concurrent Resolution No. 69 be re-referred from the Committee on Appropriations to the Committee on Transportation.

Assembly Member Battin withheld unanimous consent.

JOINT RULE 30 SUSPENDED

Joint Rule 30 was suspended, as it relates to the Conference Committee Report on Senate Bill No. 60 for the purpose of permitting consideration of the report prior to its being in print and being noticed in the Daily File for not less than one legislative day.

Joint Rule 30 suspended by the following vote:

AYES—79

Ackerman	Davis	Leonard	Pringle
Aguiar	Ducheny	Machado	Richter
Alby	Escutia	Margett	Runner
Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Ashburn	Floyd	McClintock	Strom-Martin
Baca	Frusetta	Migden	Sweeney
Baldwin	Gallegos	Miller	Takasugi
Battin	Goldsmith	Morrissey	Thompson
Baugh	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker
Cunneen	Lempert	Prenter	

NOES—None

CONFERENCE COMMITTEE REPORTS

SENATE BILL NO. 60 (As proposed by the Conference Committee)—An act to repeal Section 8879.4 of the Government Code, and to amend Sections 180.7 and 30796.7 of, to add Sections 188.5, 188.10, 188.14, 30604.5, 30685, and 30796.9 to, to add Chapter 4.5 (commencing with Section 31000) to Division 17 of, and to repeal Section 31010 of, the Streets and Highways Code, relating to transportation, and making an appropriation therefor.

Conference Committee Report presented by Assembly Member Migden.

Report adopted by the following vote:

AYES—68

Ackerman	Cunneen	Lempert	Prenter
Aguiar	Davis	Leonard	Pringle
Alquist	Ducheny	Machado	Richter
Aroner	Figueroa	Margett	Runner
Ashburn	Firestone	Mazzoni	Shelley
Baca	Frusetta	Migden	Strom-Martin
Baldwin	Gallegos	Miller	Sweeney
Battin	Goldsmith	Morrissey	Takasugi
Baugh	Granlund	Morrow	Thomson
Bordonaro	Hertzberg	Napolitano	Torlakson
Bowler	Honda	Olberg	Villaraigosa
Brewer	House	Oller	Vincent
Brown	Keeley	Ortiz	Washington
Caldera	Knox	Pacheco	Wayne
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Poochigian	Mr. Speaker

NOES—4

Bowen	Havice	McClintock	Thompson

RECESS

By unanimous consent, at 7:25 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 8:51 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, August 11, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 783	Assembly Bill No. 1582
Assembly Bill No. 1577	Assembly Bill No. 1585
Assembly Bill No. 1579	Assembly Bill No. 1589

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, August 11, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1576
Assembly Bill No. 1584
Assembly Bill No. 1586

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Bowen was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1582, without reference to file.

ASSEMBLY BILL NO. 1582 (Bowen)—An act to amend Section 8174 of the Government Code, and to amend Section 85.2 of the Harbors and Navigation Code, relating to parks and recreation, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Ackerman	Davis	Machado	Runner
Aguiar	Ducheny	Margett	Scott
Alby	Escutia	Martinez	Shelley
Alquist	Figueroa	Mazzoni	Strom-Martin
Aroner	Firestone	McClintock	Sweeney
Ashburn	Frusetta	Migden	Takasugi
Baca	Gallegos	Miller	Thompson
Baldwin	Goldsmith	Morrissey	Thomson
Battin	Granlund	Morrow	Torlakson
Baugh	Havice	Napolitano	Villaraigosa
Bordonaro	Hertzberg	Olberg	Vincent
Bowen	Honda	Oller	Washington
Bowler	House	Ortiz	Wayne
Brewer	Keeley	Pacheco	Wildman
Brown	Knox	Papan	Woods
Caldera	Kuehl	Perata	Wright
Campbell	Kuykendall	Poochigian	Mr. Speaker
Cardenas	Leach	Prenter	
Cardoza	Lempert	Pringle	
Cunneen	Leonard	Richter	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—77

Ackerman	Davis	Machado	Runner
Aguiar	Ducheny	Margett	Scott
Alby	Escutia	Martinez	Shelley
Alquist	Figueroa	Mazzoni	Strom-Martin
Aroner	Firestone	McClintock	Sweeney
Ashburn	Frusetta	Migden	Takasugi
Baca	Gallegos	Miller	Thompson
Baldwin	Goldsmith	Morrissey	Thomson
Battin	Granlund	Morrow	Torlakson
Baugh	Havice	Napolitano	Villaraigosa
Bordonaro	Hertzberg	Olberg	Vincent
Bowen	Honda	Oller	Washington
Bowler	House	Ortiz	Wayne
Brewer	Keeley	Pacheco	Wildman
Brown	Knox	Papan	Woods
Caldera	Kuehl	Perata	Wright
Campbell	Kuykendall	Poochigian	Mr. Speaker
Cardenas	Leach	Prenter	
Cardoza	Lempert	Pringle	
Cunneen	Leonard	Richter	

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Pringle was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1589, without reference to file.

ASSEMBLY BILL NO. 1589 (Pringle)—An act to amend Sections 97.2, 97.3, and 97.37 of the Revenue and Taxation Code, relating to local government finance, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—62

Ackerman	Cardoza	Margett	Richter
Aguiar	Davis	Martinez	Runner
Alby	Ducheny	Mazzoni	Scott
Alquist	Escutia	Migden	Sweeney
Ashburn	Figueroa	Miller	Takasugi
Baca	Gallegos	Morrissey	Thompson
Baldwin	Granlund	Morrow	Thomson
Battin	Havice	Murray	Villaraigosa
Baugh	Hertzberg	Napolitano	Vincent
Bordonaro	Honda	Olberg	Wayne
Bowen	House	Oller	Wildman
Bowler	Keeley	Pacheco	Woods
Brewer	Knox	Papan	Wright
Caldera	Kuehl	Perata	Mr. Speaker
Campbell	Leonard	Poochigian	
Cardenas	Machado	Pringle	

NOES—7

Aroner	Leach	Ortiz	Torlakson
Brown	Lempert	Strom-Martin	

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—62

Ackerman	Cardoza	Margett	Richter
Aguiar	Davis	Martinez	Runner
Alby	Ducheny	Mazzoni	Scott
Alquist	Escutia	Migden	Sweeney
Ashburn	Figueroa	Miller	Takasugi
Baca	Gallegos	Morrissey	Thompson
Baldwin	Granlund	Morrow	Thomson
Battin	Havice	Murray	Villaraigosa
Baugh	Hertzberg	Napolitano	Vincent
Bordonaro	Honda	Olberg	Wayne
Bowen	House	Oller	Wildman
Bowler	Keeley	Pacheco	Woods
Brewer	Knox	Papan	Wright
Caldera	Kuehl	Perata	Mr. Speaker
Campbell	Leonard	Poochigian	
Cardenas	Machado	Pringle	

NOES—7

Aroner	Leach	Ortiz	Torlakson
Brown	Lempert	Strom-Martin	

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Strom-Martin was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1579, without reference to file.

ASSEMBLY BILL NO. 1579 (Strom-Martin)—An act to amend Section 48980 of, and to add Article 7.5 (commencing with Section 44579) to Chapter 3 of Part 25 of, the Education Code, relating to education finance, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Ackerman	Davis	Machado	Runner
Aguiar	Ducheny	Margett	Scott
Alby	Escutia	Martinez	Shelley
Alquist	Figueroa	Mazzoni	Strom-Martin
Aroner	Firestone	Migden	Sweeney
Ashburn	Frusetta	Miller	Takasugi
Baca	Gallegos	Morrissey	Thompson
Baldwin	Goldsmith	Morrow	Thomson
Battin	Granlund	Murray	Torlakson
Baugh	Havice	Napolitano	Villaraigosa
Bordonaro	Hertzberg	Olberg	Vincent
Bowen	Honda	Oller	Washington
Bowler	House	Ortiz	Wayne
Brewer	Keeley	Pacheco	Wildman
Brown	Knox	Papan	Woods
Caldera	Kuehl	Perata	Wright
Campbell	Kuykendall	Poochigian	Mr. Speaker
Cardenas	Leach	Prenter	
Cardoza	Lempert	Pringle	
Cunneen	Leonard	Richter	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—77

Ackerman	Davis	Machado	Runner
Aguiar	Ducheny	Margett	Scott
Alby	Escutia	Martinez	Shelley
Alquist	Figueroa	Mazzoni	Strom-Martin
Aroner	Firestone	Migden	Sweeney
Ashburn	Frusetta	Miller	Takasugi
Baca	Gallegos	Morrissey	Thompson
Baldwin	Goldsmith	Morrow	Thomson
Battin	Granlund	Murray	Torlakson
Baugh	Havice	Napolitano	Villaraigosa
Bordonaro	Hertzberg	Olberg	Vincent
Bowen	Honda	Oller	Washington
Bowler	House	Ortiz	Wayne
Brewer	Keeley	Pacheco	Wildman
Brown	Knox	Papan	Woods
Caldera	Kuehl	Perata	Wright
Campbell	Kuykendall	Poochigian	Mr. Speaker
Cardenas	Leach	Prenter	
Cardoza	Lempert	Pringle	
Cunneen	Leonard	Richter	

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Brown was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 783, without reference to file.

ASSEMBLY BILL NO. 783 (Brown)—An act to amend Section 25761 of, and to add Section 25761.1 to, the Business and Professions Code, relating to alcoholic beverages.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Brown moved a call of the Assembly.

Motion carried. Time, 9:10 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Ducheny was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1577, without reference to file.

ASSEMBLY BILL NO. 1577 (Ducheny)—An act to add Chapter 10.3 (commencing with Section 18940) to Part 6 of Division 9 of, and to add and repeal Article 5.5 (commencing with Section 12220) to Chapter 3 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to human services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Villaraigosa moved a call of the Assembly.

Motion carried. Time, 9:50 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Prenter was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1584, without reference to file.

ASSEMBLY BILL NO. 1584 (Prenter)—An act to amend Section 30063 of, to add and repeal Section 30064.1 of, and to repeal Chapter 6.7 (commencing with Section 30061) of Division 3 of Title 3 of, the Government Code, relating to local governmental funding, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Ackerman	Ducheny	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	
Davis	Machado	Richter	

NOES—1

Floyd

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—77

Ackerman	Ducheny	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Shelley
Aroner	Firestone	McClintock	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Baugh	Havice	Murray	Torlakson
Bordonaro	Hertzberg	Napolitano	Villaraigosa
Bowen	Honda	Olberg	Vincent
Bowler	House	Oller	Washington
Brewer	Keeley	Ortiz	Wayne
Brown	Knox	Pacheco	Wildman
Caldera	Kuehl	Papan	Woods
Campbell	Kuykendall	Perata	Wright
Cardenas	Leach	Poochigian	Mr. Speaker
Cardoza	Lempert	Prenter	
Cunneen	Leonard	Pringle	
Davis	Machado	Richter	

NOES—1

Floyd

Above bill ordered enrolled.

RECESS

By unanimous consent, at 9:56 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 9:59 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF SENATE BILL NO. 226 WITHOUT REFERENCE TO FILE

Assembly Member Migden was granted unanimous consent to take up Senate Bill No. 226, without reference to file, for purpose of amendment.

SENATE BILL NO. 226 (Kopp)—An act to amend Sections 188.5, 30913, 30914, and 31050 of, to repeal Section 30881 of, and to add Chapter 4.3 (commencing with Section 30950) to Division 17 of, the Streets and Highways Code, relating to transportation.

Bill read third time.

Motion to Amend

Assembly Member Migden moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Senate Bill No. 226, as Amended, by Unanimous Consent

Assembly Member Migden was granted unanimous consent to take up Senate Bill No. 226, as amended, without reference to file.

SENATE BILL NO. 226 (Kopp)—An act to amend Sections 188.5, 188.14, 30913, 30914, and 31050 of, to repeal Section 30881 of, and to add Chapter 4.3 (commencing with Section 30950) to Division 17 of, the Streets and Highways Code, relating to transportation.

Bill read third time, and presented by Assembly Member Migden.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Migden moved a call of the Assembly.

Motion carried. Time, 10:09 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Bustamante was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1576, without reference to file.

ASSEMBLY BILL NO. 1576 (Bustamante)—An act to add and repeal Chapter 10.1 (commencing with Section 18930) of Part 6 of Division 9 of the Welfare and Institutions Code, relating to human services, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—66

Aguiar	Ducheny	Lempert	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Martinez	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Battin	Frusetta	Migden	Takasugi
Bordonaro	Gallegos	Miller	Thomson
Bowen	Goldsmith	Morrissey	Torlakson
Bowler	Granlund	Murray	Villaraigosa
Brewer	Havice	Napolitano	Vincent
Brown	Hertzberg	Ortiz	Washington
Caldera	Honda	Pacheco	Wayne
Campbell	Keeley	Papan	Wildman
Cardenas	Knox	Perata	Wright
Cardoza	Kuehl	Poochigian	Mr. Speaker
Cunneen	Kuykendall	Prenter	
Davis	Leach	Pringle	

NOES—9

Ackerman	Leonard	Olberg
Baldwin	McClintock	Oller
House	Morrow	Thompson

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—66

Aguiar	Ducheny	Lempert	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Martinez	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Battin	Frusetta	Migden	Takasugi
Bordonaro	Gallegos	Miller	Thomson
Bowen	Goldsmith	Morrissey	Torlakson
Bowler	Granlund	Murray	Villaraigosa
Brewer	Havice	Napolitano	Vincent
Brown	Hertzberg	Ortiz	Washington
Caldera	Honda	Pacheco	Wayne
Campbell	Keeley	Papan	Wildman
Cardenas	Knox	Perata	Wright
Cardoza	Kuehl	Poochigian	Mr. Speaker
Cunneen	Kuykendall	Prenter	
Davis	Leach	Pringle	

NOES—9

Ackerman	Leonard	Olberg
Baldwin	McClintock	Oller
House	Morrow	Thompson

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 226

At 10:21 p.m., on motion of Assembly Member Migden, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 226 passed by the following vote:

AYES—42

Alquist	Figueroa	Machado	Sweeney
Aroner	Floyd	Martinez	Thomson
Baca	Frusetta	Mazzoni	Torlakson
Brown	Gallegos	Migden	Villaraigosa
Caldera	Hertzberg	Murray	Vincent
Cardenas	Honda	Napolitano	Washington
Cardoza	Keeley	Ortiz	Wayne
Cunneen	Knox	Papan	Wright
Davis	Kuehl	Perata	Mr. Speaker
Ducheny	Leach	Shelley	
Escutia	Lempert	Strom-Martin	

NOES—29

Ackerman	Bowler	Leonard	Pringle
Aguiar	Brewer	Margett	Runner
Ashburn	Campbell	McClintock	Takasugi
Baldwin	Firestone	Miller	Thompson
Battin	Granlund	Morrow	Woods
Baugh	Havice	Olberg	
Bordonaro	House	Oller	
Bowen	Kuykendall	Poochigian	

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

Senate Chamber, August 7, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1086

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Mazzoni was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1086, without reference to file.

ASSEMBLY BILL NO. 1086 (Mazzoni)—An act to amend Sections 44755 and 44757 of, to amend the heading of Chapter 3.45 (commencing with Section 44755) of Part 25 of, to add Sections 44757.1, 44757.2, 44757.3, 44757.4, and 44757.5 to, to add and repeal Chapter 3.46 (commencing with Section 44758) of Part 25 of, and to repeal Section 44756 of, the Education Code, relating to education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alquist	Escutia	Machado	Runner
Aroner	Figueroa	Margett	Scott
Ashburn	Firestone	Martinez	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Takasugi
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Villaraigosa
Bowler	Hertzberg	Napolitano	Vincent
Brewer	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Wright
Cardoza	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	

NOES—2

McClintock Thompson

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alquist	Escutia	Machado	Runner
Aroner	Figueroa	Margett	Scott
Ashburn	Firestone	Martinez	Shelley
Baca	Floyd	Mazzoni	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Takasugi
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Granlund	Morrow	Torlakson
Bowen	Havice	Murray	Villaraigosa
Bowler	Hertzberg	Napolitano	Vincent
Brewer	Honda	Olberg	Washington
Brown	House	Oller	Wayne
Caldera	Keeley	Ortiz	Wildman
Campbell	Knox	Pacheco	Woods
Cardenas	Kuehl	Papan	Wright
Cardoza	Kuykendall	Perata	Mr. Speaker
Cunneen	Leach	Poochigian	

NOES—2

McClintock Thompson

Above bill ordered enrolled.

SENATE BILL NO. 1095 WITHDRAWN FROM COMMITTEE

Assembly Member Mazzoni was granted unanimous consent that Senate Bill No. 1095 be withdrawn from the Committee on Appropriations for the purpose of amendment, without reference to file.

SENATE BILL NO. 1095 (Lockyer)—An act to amend Section 42238.18 of, add Part 26.95 (commencing with Section 47750) to, the Education Code, relating to pupils, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Mazzoni moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

At 10:42 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

Further Consideration of Senate Bill No. 1095, as Amended by Unanimous Consent

Assembly Member Mazzoni was granted unanimous consent to take up Senate Bill No. 1095, as amended, without reference to file.

SENATE BILL NO. 1095 (Lockyer)—An act to add Part 26.95 (commencing with Section 47750) to the Education Code, relating to pupils, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Mazzoni.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—63

Ackerman	Ducheny	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alquist	Floyd	Mazzoni	Shelley
Aroner	Frusetta	Migden	Strom-Martin
Baca	Gallegos	Miller	Sweeney
Battin	Goldsmith	Morrissey	Takasugi
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Villaraigosa
Brown	Keeley	Ortiz	Vincent
Caldera	Knox	Pacheco	Washington
Campbell	Kuehl	Papan	Wayne
Cardenas	Kuykendall	Perata	Wildman
Cardoza	Leach	Poochigian	Wright
Cunneen	Lempert	Prenter	Mr. Speaker
Davis	Machado	Pringle	

NOES—10

Ashburn	Firestone	Leonard	Thompson
Baugh	Granlund	Olberg	
Bowler	House	Oller	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—63

Ackerman	Ducheny	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alquist	Floyd	Mazzoni	Shelley
Aroner	Frusetta	Migden	Strom-Martin
Baca	Gallegos	Miller	Sweeney
Battin	Goldsmith	Morrissey	Takasugi
Bordonaro	Havice	Morrow	Thomson
Bowen	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Villaraigosa
Brown	Keeley	Ortiz	Vincent
Caldera	Knox	Pacheco	Washington
Campbell	Kuehl	Papan	Wayne
Cardenas	Kuykendall	Perata	Wildman
Cardoza	Leach	Poochigian	Wright
Cunneen	Lempert	Prenter	Mr. Speaker
Davis	Machado	Pringle	

NOES—10

Ashburn	Firestone	Leonard	Thompson
Baugh	Granlund	Olberg	
Bowler	House	Oller	

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 271 (Thompson)—An act to amend Sections 25014.6 and 25017 of the Corporations Code, relating to securities.

Bill read third time.

Motion to Amend

Assembly Member Ducheny moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Senate Bill No. 271, as Amended, by Unanimous Consent

Assembly Member Ducheny was granted unanimous consent to take up Senate Bill No. 271, as amended, without reference to file.

SENATE BILL NO. 271 (Thompson)—An act to repeal, and to add, repeal, and add Section 6217 of, to add Section 6217.1 to, and to add Chapter 3.2 (commencing with Section 6230) to Part 1 of Division 6 of, the Public Resources Code, relating to State Lands Commission revenues, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Ducheny.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—70

Ackerman	Figueroa	Margett	Scott
Aguiar	Firestone	Martinez	Shelley
Alquist	Frusetta	Mazzoni	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Bordonaro	Granlund	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Villaraigosa
Brown	House	Olberg	Vincent
Caldera	Keeley	Oller	Washington
Campbell	Knox	Ortiz	Wayne
Cardenas	Kuehl	Pacheco	Wildman
Cardoza	Kuykendall	Papan	Woods
Cunneen	Leach	Perata	Wright
Davis	Lempert	Poochigian	Mr. Speaker
Ducheny	Leonard	Prenter	
Escutia	Machado	Pringle	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—70

Ackerman	Figueroa	Margett	Scott
Aguiar	Firestone	Martinez	Shelley
Alquist	Frusetta	Mazzoni	Strom-Martin
Baca	Gallegos	Migden	Sweeney
Battin	Goldsmith	Miller	Takasugi
Bordonaro	Granlund	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brewer	Honda	Napolitano	Villaraigosa
Brown	House	Olberg	Vincent
Caldera	Keeley	Oller	Washington
Campbell	Knox	Ortiz	Wayne
Cardenas	Kuehl	Pacheco	Wildman
Cardoza	Kuykendall	Papan	Woods
Cunneen	Leach	Perata	Wright
Davis	Lempert	Poochigian	Mr. Speaker
Ducheny	Leonard	Prenter	
Escutia	Machado	Pringle	

NOES—None

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

Senate Chamber, August 7, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 219

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, August 7, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1260

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Bowler was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 219, without reference to file.

ASSEMBLY BILL NO. 219 (Alby)—An act to add Chapter 9 (commencing with Section 11840) to Part 1 of Division 3 of Title 2 of the Government Code, to amend Section 1248.4 of, and to add Section 1342.8 to the Health and Safety Code, relating to health care, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Bowler.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

~~Urgency Clause~~

~~Urgency clause read, and adopted by the following vote:~~

~~AYES—74~~

~~Ackerman~~	~~Ducheny~~	~~Machado~~	~~Runner~~
~~Aguiar~~	~~Escutia~~	~~Margett~~	~~Scott~~
~~Alquist~~	~~Figueroa~~	~~Martinez~~	~~Shelley~~
~~Aroner~~	~~Firestone~~	~~Mazzoni~~	~~Strom-Martin~~
~~Ashburn~~	~~Frusetta~~	~~Migden~~	~~Sweeney~~
~~Baca~~	~~Gallegos~~	~~Miller~~	~~Takasugi~~
~~Baldwin~~	~~Goldsmith~~	~~Morrissey~~	~~Thompson~~
~~Battin~~	~~Granlund~~	~~Morrow~~	~~Thomson~~
~~Bordonaro~~	~~Haviee~~	~~Murray~~	~~Torlakson~~
~~Bowen~~	~~Hertzberg~~	~~Napolitano~~	~~Villaraigosa~~
~~Bowler~~	~~Honda~~	~~Olberg~~	~~Vincent~~
~~Brewer~~	~~House~~	~~Oller~~	~~Washington~~
~~Brown~~	~~Keeley~~	~~Ortiz~~	~~Wayne~~
~~Caldera~~	~~Knox~~	~~Pacheco~~	~~Wildman~~
~~Campbell~~	~~Kuehl~~	~~Papan~~	~~Woods~~
~~Cardenas~~	~~Kuykendall~~	~~Perata~~	~~Wright~~
~~Cardoza~~	~~Leach~~	~~Pescheigian~~	~~Mr. Speaker~~
~~Cunneen~~	~~Lempert~~	~~Prenter~~	
~~Davis~~	~~Leonard~~	~~Pringle~~	

~~NOES—None~~

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Ackerman	Ducheny	Machado	Runner
Aguiar	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Frusetta	Migden	Sweeney
Baca	Gallegos	Miller	Takasugi
Baldwin	Goldsmith	Morrissey	Thompson
Battin	Granlund	Morrow	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	House	Oller	Washington
Brown	Keeley	Ortiz	Wayne
Caldera	Knox	Pacheco	Wildman
Campbell	Kuehl	Papan	Woods
Cardenas	Kuykendall	Perata	Wright
Cardoza	Leach	Pescetti	Mr. Speaker
Cunneen	Lempert	Prenter	
Davis	Leonard	Pringle	

NOES—None

Above bill ordered enrolled.

(NOTE: On August 25, 1997, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 219 and whereby the bill was ordered enrolled. See page 3778.)

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Ashburn was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1260, without reference to file.

ASSEMBLY BILL NO. 1260 (Ashburn)—An act to add Sections 11251.3 and 17012.5 to the Welfare and Institutions Code, relating to human services.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—55

Ackerman	Davis	Lempert	Prenter
Aguiar	Escutia	Leonard	Pringle
Alquist	Firestone	Machado	Runner
Ashburn	Frusetta	Margett	Scott
Baca	Gallegos	McClintock	Shelley
Baldwin	Goldsmith	Miller	Sweeney
Battin	Granlund	Morrissey	Takasugi
Baugh	Havice	Morrow	Thompson
Bordonaro	Hertzberg	Napolitano	Thomson
Bowler	House	Olberg	Vincent
Brewer	Keeley	Oller	Wayne
Brown	Knox	Pacheco	Woods
Caldera	Kuykendall	Papan	Mr. Speaker
Cunneen	Leach	Poochigian	

NOES—17

Aroner	Martinez	Perata	Wildman
Bowen	Mazzoni	Strom-Martin	Wright
Floyd	Migden	Torlakson	
Honda	Murray	Villaraigosa	
Kuehl	Ortiz	Washington	

Above bill ordered enrolled.

MESSAGES FROM THE SENATE

Senate Chamber, August 11, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1583
Assembly Bill No. 1591
Assembly Bill No. 1593

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

August 11, 1997

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 1299 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Shelley was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No.1583, without reference to file.

ASSEMBLY BILL NO. 1583 (Shelley)—An act to amend Section 39612 of the Health and Safety Code, relating to air pollution.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Thompson moved a call of the Assembly.

Motion carried. Time, 11:13 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Wright was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1586, without reference to file.

ASSEMBLY BILL NO. 1586 (Wright)—An act to amend Section 4106 of the Food and Agricultural Code, to amend Sections 12650, 12652, and 15372.118 of, to repeal Sections 15372.108 and 15372.121 of, and to add Section 54238.7 to, the Government Code, to amend Section 1356 of the Health and Safety Code, to add Section 1161 to the Labor Code, and to amend Section 1313 of, to add Section 88 to, and to repeal Chapter 5 (commencing with Section 1310) of Division 6 of, the Military and Veterans Code, and to repeal Section 19559 of the Revenue and Taxation Code, relating to state administration, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—65

Ackerman	Ducheny	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Strom-Martin
Baca	Firestone	Migden	Sweeney
Baldwin	Frusetta	Miller	Takasugi
Battin	Gallegos	Morrissey	Thompson
Baugh	Goldsmith	Morrow	Thomson
Bordonaro	Granlund	Murray	Torlakson
Bowen	Havice	Napolitano	Vincent
Bowler	Hertzberg	Olberg	Washington
Brewer	Honda	Oller	Wayne
Brown	House	Pacheco	Woods
Caldera	Kuehl	Papan	Wright
Campbell	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	
Cunneen	Lempert	Prenter	
Davis	Machado	Pringle	

NOES—1

McClintock

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—65

Ackerman	Ducheny	Margett	Runner
Aguiar	Escutia	Martinez	Scott
Alquist	Figueroa	Mazzoni	Strom-Martin
Baca	Firestone	Migden	Sweeney
Baldwin	Frusetta	Miller	Takasugi
Battin	Gallegos	Morrissey	Thompson
Baugh	Goldsmith	Morrow	Thomson
Bordonaro	Granlund	Murray	Torlakson
Bowen	Havice	Napolitano	Vincent
Bowler	Hertzberg	Olberg	Washington
Brewer	Honda	Oller	Wayne
Brown	House	Pacheco	Woods
Caldera	Kuehl	Papan	Wright
Campbell	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	
Cunneen	Lempert	Prenter	
Davis	Machado	Pringle	

NOES—1

McClintock

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1586: Assembly Member Wildman, from "No" to "Not Voting".

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member House was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1591, without reference to file.

ASSEMBLY BILL NO. 1591 (House)—An act to amend Section 9250.1 of, and to amend, repeal, and add Section 9255 of, the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member House moved a call of the Assembly.

Motion carried. Time, 11:22 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Machado was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1593, without reference to file.

ASSEMBLY BILL NO. 1593 (Machado)—An act to amend Section 12657 of, and to add Sections 12670.10 and 12670.12 to, the Water Code, relating to water, and declaring the urgency, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—69

Ackerman	Davis	Margett	Scott
Aguiar	Ducheny	Martinez	Shelley
Alquist	Escutia	Mazzoni	Strom-Martin
Aroner	Figueroa	Migden	Sweeney
Ashburn	Firestone	Miller	Takasugi
Baca	Frusetta	Morrissey	Thompson
Battin	Goldsmith	Murray	Thomson
Baugh	Granlund	Napolitano	Torlakson
Bordonaro	Havice	Olberg	Villaraigosa
Bowen	Hertzberg	Oller	Vincent
Bowler	Honda	Ortiz	Washington
Brewer	House	Pacheco	Wayne
Brown	Knox	Papan	Wildman
Caldera	Kuehl	Perata	Woods
Campbell	Kuykendall	Poochigian	Mr. Speaker
Cardenas	Leach	Prenter	
Cardoza	Lempert	Pringle	
Cunneen	Machado	Runner	

NOES—3

Baldwin	McClintock	Morrow

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Ackerman	Davis	Margett	Scott
Aguiar	Ducheny	Martinez	Shelley
Alquist	Escutia	Mazzoni	Strom-Martin
Aroner	Figueroa	Migden	Sweeney
Ashburn	Firestone	Miller	Takasugi
Baca	Frusetta	Morrissey	Thompson
Battin	Goldsmith	Murray	Thomson
Baugh	Granlund	Napolitano	Torlakson
Bordonaro	Havice	Olberg	Villaraigosa
Bowen	Hertzberg	Oller	Vincent
Bowler	Honda	Ortiz	Washington
Brewer	House	Pacheco	Wayne
Brown	Knox	Papan	Wildman
Caldera	Kuehl	Perata	Woods
Campbell	Kuykendall	Poochigian	Mr. Speaker
Cardenas	Leach	Prenter	
Cardoza	Lempert	Pringle	
Cunneen	Machado	Runner	

NOES—3

Baldwin	McClintock	Morrow

Above bill ordered enrolled.

REQUEST TO TAKE UP ASSEMBLY BILL NO. 1039, OUT OF ORDER

Assembly Member Caldera requested unanimous consent to take up Assembly Bill No. 1039, out of order.

Unanimous consent was withheld.

Motion to Take Up Assembly Bill No. 1039, Out of Order

Assembly Member Caldera moved to take up Assembly Bill No. 1039, out of order.

ORDERS OF THE DAY DEMANDED

Assembly Member Pringle demanded the Orders of the Day.

Point of Order

Assembly Member Bowen arose to the following point of order:

Until the Caldera motion to take up Assembly Bill No. 1039, out of order, is disposed of, the demand for the Orders of the Day is not in order.

Ruling by Assistant Speaker pro Tempore Baca

The Assistant Speaker pro Tempore ruled that a second to the motion by Assembly Member Caldera had not been recognized and the motion is therefore, not in order.

At 11:34 p.m., Speaker pro Tempore Sheila James Kuehl, 41st District, presiding

Parliamentary Inquiry

Assembly Member Bowen arose to the following parliamentary inquiry:

Is it not true that Budget trailer bills are designated by the House and that a demand for the Orders of the Day pertains to all bills on file, and not specifically Budget related bills?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that a demand for the Orders of the Day requires orderly procession through the daily file.

DEMAND FOR ORDERS OF THE DAY WITHDRAWN

Assembly Member Pringle withdrew his demand for the Orders of the Day.

TWO HUNDRED FIFTY-FOURTH CALENDAR DAY AT SACRAMENTO, CALIFORNIA

Assembly Chamber, August 12, 1997

At 12 midnight.

Speaker pro Tempore Sheila James Kuehl presiding.

MESSAGES FROM THE SENATE

Senate Chamber, August 12, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 751

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 376 (Greene)—An act to add and repeal Article 6 (commencing with Section 35790) of Chapter 4 of Part 21 of the Education Code, and to repeal Sections 1 and 2 of Chapter 1229 of the Statutes of 1988, relating to school districts, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Davis moved the adoption of amendments.

Amendments read.

Point of Order

Assembly Member Aguiar arose to the following point of order:

Assembly Member Martinez is not debating the merits of the proposed Davis amendments to Senate Bill No. 376.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order not well-taken.

The question being on the proposed Davis amendments to Senate Bill No. 376.

Davis amendments adopted by the following vote:

AYES—36

Alquist	Escutia	Mazzoni	Sweeney
Aroner	Figueroa	Migden	Thomson
Baca	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Brown	Keeley	Ortiz	Vincent
Caldera	Knox	Perata	Washington
Cardenas	Kuehl	Scott	Wayne
Cardoza	Lempert	Shelley	Wright
Davis	Machado	Strom-Martin	Mr. Speaker

NOES—33

Ackerman	Cunneen	Margett	Poochigian
Aguiar	Firestone	Martinez	Pringle
Ashburn	Frusetta	McClintock	Runner
Battin	Goldsmith	Miller	Takasugi
Baugh	Granlund	Morrissey	Thompson
Bordonaro	House	Morrow	Woods
Bowler	Kuykendall	Olberg	
Brewer	Leach	Oller	
Campbell	Leonard	Pacheco	

Senate Bill No. 376 ordered reprinted.

Request to Take Up Senate Bill No. 376 Without Reference to File

Assembly Member Davis requested unanimous consent to take up Senate Bill No. 376, as amended, without reference to file.

Assembly Member Martinez withheld unanimous consent.

Objection Withdrawn

Assembly Member Martinez withdrew her objection to the request by Assembly Member Davis.

Further Consideration of Senate Bill No. 376, as Amended, by Unanimous Consent

Assembly Member Davis was granted unanimous consent to take up Senate Bill No. 376, as amended, without reference to file.

SENATE BILL NO. 376 (Alpert)—An act to amend and repeal Sections 48431.6, 48431.7, 62000.1, and 62000.5 of, to amend, repeal, and add Sections 63000 and 64000 of, to add Part 28.5 (commencing with Section 53008) to, to add and repeal Sections 42926, 44498, 44689.6, 48642, 52091, 52115, 52187, 54669.1, 54686.3, 58410, and 58609 of, to add and repeal Article 4 (commencing with Section 44689.1) of Chapter 3.1 of Part 25 of, and Article 4 (commencing with Section 54146) of Chapter 2 of, and Article 3 (commencing with Section 54349) of Chapter 3 of, Part 29 of, Article 6 (commencing with Section 58070) of Chapter 1 of, and Article 7 (commencing with Section 58930) of Chapter 9 of, Part 31 of, to repeal Article 4 (commencing with Section 44490) of Chapter 3 of Part 25 of, Article 2 (commencing with Section 48630) of Chapter 4 of Part 27 of, Article 4 (commencing with Section 52180) of Chapter 7 of Part 28 of, Article 3 (commencing with Section 54660) and Article 4.5 (commencing with Section 54685) of, Chapter 9 of Part 29 of, to repeal Chapter 11.3 (commencing with Section 42920) of Part 24 of, Chapter 3.1 (commencing with Section 44670.1) of, and Chapter 3.15 (commencing with Section 44689.5) of, Part 25 of, Chapter 6.8 (commencing with Section 52080) of, and Chapter 6.9 (commencing with Section 52100) of, Part 28 of, Chapter 2 (commencing with Section 54100) of, and Chapter 3 (commencing with Section 54300) of, Part 29 of, and to repeal Chapter 1 (commencing with Section 58000) of, Chapter 2 (commencing with Section 58400) of, Chapter 4 (commencing with Section 58600) of, and Chapter 9 (commencing with Section 58900) of, Part 31 of, the Education Code, relating to education.

Bill read third time, and presented by Assembly Member Davis.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Davis moved a call of the Assembly.

Motion carried. Time, 12:22 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MESSAGES FROM THE SENATE

Senate Chamber, August 11, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 245
Senate Bill No. 668

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 11, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 386
Senate Bill No. 391
Senate Bill No. 578
Senate Bill No. 1320

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 11, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 226
Senate Bill No. 271
Senate Bill No. 959
Senate Bill No. 1095

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 11, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to:

Senate Bill No. 151.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 11, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1592

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Leonard was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1592, without reference to file.

ASSEMBLY BILL NO. 1592 (Leonard)—An act to amend Section 17053.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax-levy.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Leonard moved a call of the Assembly.

Motion carried. Time, 12:41 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CAUCUS ANNOUNCEMENTS

At 12:42 a.m., Assembly Member Pringle was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 12:42 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

CAUCUS ANNOUNCEMENTS

At 12:52 a.m., Assembly Member Shelley announced that the Democratic Caucus would meet in the Assembly Lounge.

REASSEMBLED

At 1:17 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1592

At 1:17 a.m., on motion of Assembly Member Leonard, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Bustamante moved to continue the call of the Assembly.

Motion carried. Time, 1:33 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 305

At 1:36 a.m., on motion of Assembly Member Baca, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 305 refused passage by the following vote:

AYES—49

Alquist	Firestone	Machado	Takasugi
Aroner	Frusetta	Martinez	Thomson
Baca	Gallegos	Mazzoni	Torlakson
Bowen	Goldsmith	Migden	Villaraigosa
Brown	Havice	Morrissey	Vincent
Caldera	Hertzberg	Murray	Washington
Cardenas	Honda	Napolitano	Wayne
Cardoza	Keeley	Ortiz	Wildman
Cunneen	Knox	Perata	Wright
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Kuykendall	Shelley	
Escutia	Leach	Strom-Martin	
Figueroa	Lempert	Sweeney	

NOES—25

Ackerman	Bordonaro	McClintock	Pringle
Aguiar	Bowler	Miller	Runner
Alby	Brewer	Morrow	Thompson
Ashburn	Campbell	Olberg	Woods
Baldwin	Granlund	Oller	
Battin	Leonard	Pacheco	
Baugh	Margett	Poochigian	

Motion to Reconsider Senate Bill No. 305 on Next Legislative Day

Assembly Member Firestone moved to reconsider on the next legislative day the vote whereby Senate Bill No. 305 was this day refused passage.

Senate Bill No. 305 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 903

At 1:37 a.m., on motion of Assembly Member Wildman, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 903 passed by the following vote:

AYES—43

Alquist	Figueroa	Martinez	Sweeney
Aroner	Floyd	Mazzoni	Thomson
Baca	Gallegos	Migden	Torlakson
Bowen	Havice	Murray	Villaraigosa
Brown	Hertzberg	Napolitano	Vincent
Caldera	Honda	Ortiz	Washington
Cardenas	Keeley	Papan	Wayne
Cardoza	Knox	Perata	Wildman
Davis	Kuehl	Scott	Wright
Ducheny	Lempert	Shelley	Mr. Speaker
Escutia	Machado	Strom-Martin	

NOES—30

Ackerman	Brewer	Margett	Prenter
Alby	Campbell	McClintock	Pringle
Ashburn	Firestone	Miller	Runner
Baldwin	Granlund	Morrow	Takasugi
Battin	House	Olberg	Thompson
Baugh	Kuykendall	Oller	Woods
Bordonaro	Leach	Pacheco	
Bowler	Leonard	Poochigian	

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 248

At 1:37 a.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Martinez moved to continue the call of the Assembly.

Motion carried. Time, 1:37 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON DUCHENY AMENDMENTS TO SENATE BILL NO. 512

At 1:37 a.m., on motion of Assembly Member Villaraigosa, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Ducheny moved to continue the call of the Assembly.

Motion carried. Time, 1:38 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 783

At 1:38 a.m., on motion of Assembly Member Brown, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 783 by the following vote:

AYES—56

Aguiar	Ducheny	Leach	Strom-Martin
Alquist	Escutia	Lempert	Sweeney
Aroner	Figueroa	Machado	Takasugi
Baca	Gallegos	Martinez	Thompson
Battin	Goldsmith	Mazzoni	Thomson
Bordonaro	Granlund	Migden	Torlakson
Bowen	Havice	Morrissey	Villaraigosa
Bowler	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Caldera	House	Ortiz	Wayne
Cardenas	Keeley	Papan	Wildman
Cardoza	Knox	Perata	Woods
Cunneen	Kuehl	Scott	Wright
Davis	Kuykendall	Shelley	Mr. Speaker

NOES—18

Ackerman	Brewer	McClintock	Poochigian
Alby	Campbell	Miller	Pringle
Ashburn	Floyd	Morrow	Richter
Baldwin	Leonard	Oller	
Baugh	Margett	Pacheco	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 783: Assembly Member Takasugi, from "No" to "Aye".

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1577

At 1:38 a.m., on motion of Assembly Member Villaraigosa, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Ducheny moved to continue the call of the Assembly.

Motion carried. Time, 1:38 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1583

At 1:38 a.m., on motion of Assembly Member Thompson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Shelley moved to continue the call of the Assembly.

Motion carried. Time, 1:39 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1591

At 1:39 a.m., on motion of Assembly Member House, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 1591 adopted by the following vote:

AYES—55

Alquist	Figueroa	Machado	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Baca	Floyd	Migden	Sweeney
Battin	Gallegos	Miller	Takasugi
Bowen	Granlund	Morrissey	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brown	Honda	Napolitano	Villaraigosa
Campbell	House	Oller	Vincent
Cardenas	Keeley	Papan	Washington
Cardoza	Knox	Perata	Wayne
Cunneen	Kuehl	Poochigian	Wildman
Davis	Kuykendall	Prenter	Wright
Ducheny	Leach	Pringle	Mr. Speaker
Escutia	Lempert	Runner	

NOES—12

Ackerman	Bordonaro	Havice	Morrow
Baldwin	Caldera	Leonard	Richter
Baugh	Goldsmith	McClintock	Thompson

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—55

Alquist	Figueroa	Machado	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Baca	Floyd	Migden	Sweeney
Battin	Gallegos	Miller	Takasugi
Bowen	Granlund	Morrissey	Thomson
Bowler	Hertzberg	Murray	Torlakson
Brown	Honda	Napolitano	Villaraigosa
Campbell	House	Oller	Vincent
Cardenas	Keeley	Papan	Washington
Cardoza	Knox	Perata	Wayne
Cunneen	Kuehl	Poochigian	Wildman
Davis	Kuykendall	Prenter	Wright
Ducheny	Leach	Pringle	Mr. Speaker
Escutia	Lempert	Runner	

NOES—12

Ackerman	Bordonaro	Havice	Morrow
Baldwin	Caldera	Leonard	Richter
Baugh	Goldsmith	McClintock	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and concurrence in Senate amendments to Assembly Bill No. 1591: Assembly Member Scott, from "Aye" to "Not Voting".

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 376

At 1:40 a.m., on motion of Assembly Member Davis, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Pringle moved to continue the call of the Assembly.

Motion carried. Time, 1:40 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1592

At 1:47 a.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Bustamante moved to continue the call of the Assembly.

Motion carried. Time, 1:48 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 376

At 1:50 a.m., on motion of Assembly Member Pringle, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Leonard moved to continue the call of the Assembly.

Motion carried. Time, 1:50 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CAUCUS ANNOUNCEMENTS

At 1:50 a.m., by unanimous consent the Democratic Caucus was permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 1:51 a.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 1:55 a.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1592

At 1:56 a.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Bustamante moved to continue the call of the Assembly.

Motion carried. Time, 2:02 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1592

At 2:14 a.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 1592 by the following vote:

AYES—55

Ackerman	Ducheny	Mazzoni	Scott
Alquist	Escutia	Miller	Strom-Martin
Ashburn	Figueroa	Morrow	Sweeney
Battin	Firestone	Murray	Takasugi
Baugh	Gallegos	Napolitano	Thompson
Bordonaro	Granlund	Olberg	Thomson
Bowler	Hertzberg	Oller	Torlakson
Brewer	Honda	Ortiz	Villaraigosa
Brown	House	Pacheco	Vincent
Campbell	Keeley	Papan	Washington
Cardenas	Kuykendall	Perata	Woods
Cardoza	Lempert	Poochigian	Wright
Cunneen	Leonard	Pringle	Mr. Speaker
Davis	Machado	Runner	

NOES—16

Aguiar	Caldera	Leach	Migden
Aroner	Floyd	Margett	Morrissey
Baldwin	Frusetta	Martinez	Prenter
Bowen	Havice	McClintock	Wildman

Above bill ordered enrolled.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 248

At 2:16 a.m., on motion of Assembly Member Martinez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 248 refused passage by the following vote:

AYES—36

Alquist	Floyd	Mazzoni	Sweeney
Aroner	Gallegos	Migden	Thomson
Baca	Hertzberg	Murray	Torlakson
Brown	Honda	Napolitano	Villaraigosa
Caldera	Keeley	Ortiz	Vincent
Cardenas	Knox	Papan	Washington
Ducheny	Kuehl	Perata	Wildman
Escutia	Lempert	Shelley	Wright
Figueroa	Martinez	Strom-Martin	Mr. Speaker

NOES—40

Ackerman	Brewer	Kuykendall	Oller
Aguiar	Campbell	Leach	Pacheco
Alby	Cardoza	Leonard	Poochigian
Ashburn	Cunneen	Machado	Prenter
Baldwin	Firestone	Margett	Pringle
Battin	Frusetta	McClintock	Runner
Baugh	Goldsmith	Miller	Takasugi
Bordonaro	Granlund	Morrissey	Thompson
Bowen	Havice	Morrow	Wayne
Bowler	House	Olberg	Woods

Motion to Reconsider Senate Bill No. 248 on Next Legislative Day

Assembly Member Murray moved to reconsider on the next legislative day the vote whereby Senate Bill No. 248 was this day refused passage.

Senate Bill No. 248 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON DUCHENY AMENDMENTS TO SENATE BILL NO. 512

At 2:17 a.m., on motion of Assembly Member Ducheny, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Ducheny amendments to Senate Bill No. 512 refused adoption by the following vote:

AYES—30

Alquist	Gallegos	Napolitano	Vincent
Aroner	Havice	Ortiz	Washington
Baca	Honda	Perata	Wayne
Brown	Keeley	Shelley	Wildman
Caldera	Knox	Strom-Martin	Wright
Ducheny	Kuehl	Sweeney	Mr. Speaker
Escutia	Lempert	Torlakson	
Figueroa	Migden	Villaraigosa	

NOES—40

Ackerman	Brewer	Kuykendall	Pacheco
Aguiar	Campbell	Leach	Papan
Alby	Cardoza	Leonard	Poochigian
Ashburn	Cunneen	Margett	Prenter
Baldwin	Firestone	McClintock	Pringle
Battin	Floyd	Miller	Runner
Baugh	Frusetta	Morrissey	Scott
Bordonaro	Goldsmith	Morrow	Takasugi
Bowen	Granlund	Olberg	Thompson
Bowler	House	Oller	Woods

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Ducheny to Senate Bill No. 512: Assembly Member Hertzberg, from "Aye" to "Not Voting".

Motion to Reconsider Proposed Amendments to Senate Bill No. 512 on Next Legislative Day

Assembly Member Ducheny moved to reconsider on the next legislative day the vote whereby her proposed amendments to Senate Bill No. 512 were this day refused adoption.

Senate Bill No. 512 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1577

At 2:17 a.m., on motion of Assembly Member Ducheny, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments which add an urgency clause to Assembly Bill No. 1577 by the following vote:

AYES—48

Alquist	Figueroa	Martinez	Strom-Martin
Aroner	Floyd	Mazzoni	Sweeney
Baca	Frusetta	Migden	Takasugi
Battin	Gallegos	Morrissey	Thomson
Bowen	Havice	Murray	Torlakson
Brown	Hertzberg	Napolitano	Villaraigosa
Caldera	Honda	Ortiz	Vincent
Cardenas	Keeley	Papan	Washington
Cardoza	Knox	Perata	Wayne
Davis	Kuehl	Prenter	Wildman
Ducheny	Lempert	Scott	Wright
Escutia	Machado	Shelley	Mr. Speaker

NOES—25

Ackerman	Campbell	Miller	Richter
Ashburn	Granlund	Morrow	Runner
Baldwin	House	Olberg	Thompson
Baugh	Leach	Oller	Woods
Bordonaro	Leonard	Pacheco	
Bowler	Margett	Poochigian	
Brewer	McClintock	Pringle	

Motion to Reconsider Assembly Bill No. 1577 on Next Legislative Day

Assembly Member Ducheny moved to reconsider on the next legislative day the vote whereby Senate amendments which contain an urgency clause to Assembly Bill No. 1577 were this day refused concurrence.

Assembly Bill No. 1577 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1583

At 2:18 a.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Shelley moved to continue the call of the Assembly.

Motion carried. Time, 2:18 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1583

At 2:20 a.m., on motion of Assembly Member Shelley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 1583 by the following vote:

AYES—38

Alquist	Figueroa	Martinez	Thomson
Aroner	Floyd	Mazzoni	Torlakson
Baca	Gallegos	Migden	Villaraigosa
Bowen	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Caldera	Honda	Ortiz	Wayne
Cardenas	Keeley	Perata	Wright
Davis	Knox	Shelley	Mr. Speaker
Ducheny	Kuehl	Strom-Martin	
Escutia	Lempert	Sweeney	

NOES—27

Ackerman	Bowler	Margett	Prenter
Aguiar	Brewer	McClintock	Pringle
Ashburn	Campbell	Miller	Runner
Baldwin	Granlund	Morrow	Takasugi
Battin	House	Olberg	Thompson
Baugh	Leach	Oller	Woods
Bordonaro	Leonard	Poochigian	

Motion to Reconsider Assembly Bill No. 1583 on Next Legislative Day

Assembly Member Ducheny moved to reconsider on the next legislative day the vote whereby Senate amendments to Assembly Bill No. 1583 were this day refused concurrence.

Assembly Bill No. 1583 ordered to the unfinished business file.

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 376

At 2:21 a.m., on motion of Assembly Member Leonard, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 376 refused passage by the following vote:

AYES—38

Alquist	Figueroa	Mazzoni	Sweeney
Aroner	Floyd	Migden	Thomson
Baca	Gallegos	Murray	Torlakson
Bowen	Havice	Napolitano	Villaraigosa
Brown	Hertzberg	Ortiz	Vincent
Caldera	Keeley	Papan	Washington
Cardoza	Knox	Perata	Wayne
Davis	Kuehl	Scott	Mr. Speaker
Ducheny	Lempert	Shelley	
Escutia	Machado	Strom-Martin	

NOES—32

Ackerman	Campbell	Leach	Olberg
Aguiar	Cunneen	Leonard	Oller
Ashburn	Firestone	Margett	Poochigian
Battin	Frusetta	Martinez	Pringle
Baugh	Goldsmith	McClintock	Runner
Bordonaro	Granlund	Miller	Takasugi
Bowler	House	Morrissey	Thompson
Brewer	Kuykendall	Morrow	Woods

Motion to Reconsider Senate Bill No. 376 on Next Legislative Day

Assembly Member Davis moved to reconsider on the next legislative day the vote whereby Senate Bill No. 376 was this day refused passage.

Senate Bill No. 376 ordered to the unfinished business file.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the third reading file.

Senate Bill No. 219, on request of Assembly Member Torlakson.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 620, 949, and 452, were continued until the next legislative day.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 1418 and Urgency: Alby, Bowler, Caldera, Cunneen, Figueroa, Goldsmith, Granlund, Kuykendall, Martinez, Olberg, Richter, and Vincent—Aye; Baugh—No.

Senate Bill No. 210: Alby, Caldera, Goldsmith, Martinez, and Vincent—Aye; Bowler, Olberg, and Richter—No.

Senate Bill No. 294: Alby, Bowler, Caldera, Goldsmith, Martinez, Olberg, Richter, Thomson, and Vincent—Aye.

Senate Bill No. 594 and Urgency: Alby, Bowler, Caldera, Goldsmith, Martinez, Olberg, Richter, and Vincent—Aye.

Senate Bill No. 805: Alby, Caldera, Goldsmith, Martinez, Olberg, Richter, and Vincent—Aye.

Senate Bill No. 407: Alby, Baldwin, Martinez, Olberg, Richter, Runner, and Vincent—Aye.

Senate Bill No. 475: Aguiar, Alby, Campbell, Martinez, and Vincent—Aye; Olberg and Richter—No.

Senate Bill No. 454: Aguiar, Alby, Campbell, Machado, Olberg, Richter, Vincent, Wildman, and Wright—Aye; Martinez—No.

Senate Bill No. 388: Aguiar, Alby, Caldera, Martinez, Olberg, Richter, and Vincent—Aye; Mazzoni—No.

Senate Bill No. 259: Alby, Caldera, Martinez, Olberg, Richter, Shelley, Villaraigosa, Vincent, and Wright—Aye.

Senate Bill No. 299: Alby, Caldera, Richter, Scott, Villaraigosa, and Vincent—Aye; Martinez—No.

Senate Bill No. 306: Alby, Caldera, Martinez, Richter, and Vincent—Aye.

Senate Bill No. 496: Alby, Bowen, Brewer, Caldera, Martinez, Richter, and Vincent—Aye.

Senate Bill No. 631: Alby, Baugh, Caldera, Granlund, Martinez, Richter, and Vincent—Aye.

Senate Bill No. 435 and Urgency: Caldera, Granlund, Martinez, and Vincent—Aye; Alby, Baugh, Goldsmith, Morrow, and Richter—No.

Senate Bill No. 1020: Alby, Baldwin, Caldera, Goldsmith, Martinez, Richter, and Vincent—Aye; Baugh—No.

Senate Bill No. 105: Alby, Baugh, Caldera, Goldsmith, Martinez, Pacheco, Richter, and Vincent—Aye.

Senate Concurrent Resolution No. 13: Caldera, Granlund, Martinez, and Vincent—Aye; Aguiar, Alby, Baugh, Goldsmith, Poochigian, and Richter—No.

Senate Bill No. 626: Alby, Goldsmith, Granlund, Martinez, Morrow, Olberg, Richter, and Vincent—Aye; Baugh and Caldera—No.

Senate Bill No. 1262: Alby, Baugh, Caldera, Goldsmith, Granlund, Richter, and Vincent—Aye.

Senate Bill No. 788: Alby, Battin, Baugh, Caldera, Goldsmith, Granlund, Martinez, Richter, and Vincent—Aye.

Senate Bill No. 674: Caldera, Goldsmith, Granlund, Martinez, and Vincent—Aye; Baugh and Richter—No.

Senate Bill No. 629: Aguiar, Goldsmith, Martinez, and Vincent—Aye; Baugh, Campbell, Prenter, and Richter—No.

Senate Bill No. 359: Granlund, Martinez, Richter, and Vincent—Aye; Caldera—No.

Senate Bill No. 508: Baugh, Granlund, Martinez, Richter, and Vincent—Aye; Havice—No.

Senate Concurrent Resolution No. 27: Baugh, Caldera, Martinez, Mazzoni, Richter, and Vincent—Aye.

Senate Bill No. 4: Baugh, Caldera, Goldsmith, Granlund, Mazzoni, Richter, and Vincent—Aye; Martinez and Migden—No.

Senate Bill No. 189: Baca, Baugh, Caldera, Martinez, Mazzoni, Richter, Shelley, and Vincent—Aye; Granlund—No.

Senate Bill No. 509 and Urgency: Baca, Baugh, Goldsmith, Granlund, Machado, Martinez, Richter, Villaraigosa, and Vincent—Aye.

Senate Bill No. 651 and Urgency: Baugh, Caldera, Martinez, Mazzoni, Richter, and Vincent—Aye.

Senate Bill No. 699: Baugh, Caldera, Granlund, Martinez, Olberg, Richter, Vincent, and Wright—Aye.

Senate Bill No. 1277: Baugh, Caldera, Martinez, Miller, Papan, Richter, Thomson, and Vincent—Aye.

Senate Concurrent Resolution No. 40: Caldera, Cunneen, Martinez, Papan, Prenter, Thomson, and Vincent—Aye; Baugh, Goldsmith, Olberg, and Richter—No.

Senate Bill No. 578 and Urgency: Ashburn, Baugh, Caldera, Cunneen, Goldsmith, Martinez, Morrissey, Richter, Thomson, and Vincent—Aye.

Senate Bill No. 1315: Aguiar, Ashburn, Battin, Baugh, Caldera, Cunneen, Goldsmith, Martinez, Richter, and Vincent—Aye.

Senate Bill No. 53: Ashburn, Caldera, Cunneen, Firestone, Goldsmith, Martinez, Morrissey, Morrow, Olberg, and Vincent—Aye; Granlund and Richter—No.

Senate Concurrent Resolution No. 42: Ashburn, Battin, Caldera, Cunneen, Goldsmith, Martinez, Pacheco, Poochigian, Richter, Shelley, and Vincent—Aye.

Senate Bill No. 389: Cunneen, Goldsmith, Honda, Poochigian, Richter, and Vincent—Aye; Baugh and Martinez—No.

Senate Bill No. 151: Baugh, Caldera, Cardoza, Kuykendall, Poochigian, Richter, Shelley, and Vincent—Aye; Martinez—No.

Senate Bill No. 544: Baugh, Brown, Caldera, Davis, Goldsmith, Honda, McClintock, Poochigian, Richter, Vincent, and Wayne—Aye; Martinez and Sweeney—No.

Senate Bill No. 571: Baugh, Brown, Caldera, Goldsmith, McClintock, Poochigian, Richter, and Vincent—Aye; Martinez, Shelley, and Sweeney—No.

Senate Bill No. 1299: Brown, Caldera, Martinez, and Vincent—Aye; Baugh, Goldsmith, Margett, McClintock, Poochigian, and Richter—No.

Senate Bill No. 593: Brewer, Caldera, Cunneen, Firestone, Goldsmith, Martinez, and Vincent—Aye; Baugh, Margett, McClintock, Pacheco, and Richter—No.

Senate Bill No. 997 and Urgency: Baugh, Caldera, Goldsmith, Margett, Martinez, Olberg, Poochigian, Richter, Shelley, Vincent, and Wright—Aye; McClintock—No.

Senate Bill No. 145: Baugh, Cunneen, Kuykendall, Margett, Martinez, McClintock, Morrissey, Prenter, Scott, and Vincent—Aye; Campbell, Goldsmith, Pacheco, and Richter—No.

Senate Bill No. 243 and Urgency: Baugh, Martinez, McClintock, Poochigian, Richter, and Vincent—Aye.

Senate Bill No. 447: Caldera, Martinez, and Vincent—Aye; Baugh, McClintock, Pacheco, Poochigian, and Richter—No.

Senate Bill No. 688: Ashburn, Baugh, Caldera, Cunneen, Martinez, Pacheco, Poochigian, Richter, Shelley, and Vincent—Aye.

Senate Bill No. 671: Ashburn, Baugh, Caldera, Martinez, McClintock, Pacheco, Poochigian, Richter, and Vincent—Aye.

Senate Bill No. 132: Baugh, Caldera, Martinez, Pacheco, Poochigian, Richter, and Vincent—Aye.

Senate Bill No. 1080: Baugh, Caldera, Havice, Martinez, Pacheco, Poochigian, Richter, and Vincent—Aye.

Senate Bill No. 517: Alquist, Baugh, Honda, Machado, Pacheco, and Richter—Aye; Caldera, Martinez, Sweeney, Thomson, and Vincent—No.

Senate Bill No. 780: Bowen, Caldera, Cardenas, Granlund, Honda, Machado, Martinez, Mazzoni, Richter, and Vincent—Aye; Baugh, Goldsmith, and Morrow—No.

Senate Bill No. 602: Aguiar, Brewer, Caldera, Machado, Martinez, Olberg, Scott, Sweeney, and Vincent—Aye; Baugh and Richter—No.

Senate Bill No. 1224 and Urgency: Baugh, Caldera, Richter, and Vincent—Aye.

Senate Bill No. 1255: Baugh, Caldera, Richter, and Vincent—Aye.

Senate Bill No. 467: Baugh, Caldera, Cardenas, Granlund, Olberg, Poochigian, Richter, and Vincent—Aye.

Senate Bill No. 80: Baugh, Caldera, Granlund, Richter, and Vincent—Aye.

Senate Bill No. 464: Baugh, Caldera, Campbell, Richter, and Vincent—Aye.

Assembly Bill No. 611, Urgency and Concurrence: Baugh, Bowen, Caldera, Martinez, Richter, and Vincent—Aye.

Assembly Bill No. 1126, Concurrence: Baugh, Caldera, Martinez, and Richter—Aye; Bowen, Sweeney, and Vincent—No.

Assembly Bill No. 440, Concurrence: Baugh, Bowen, Caldera, Martinez, Richter, and Vincent—Aye.

Assembly Bill No. 170, Concurrence: Baugh, Bowen, Caldera, Davis, Martinez, Richter, and Vincent—Aye.

Assembly Bill No. 300, Concurrence: Caldera, Martinez, and Vincent—Aye; Baugh and Richter—No.

Assembly Bill No. 38, Concurrence: Bowen, Caldera, Martinez, and Vincent—Aye; Baugh, Olberg, and Richter—No.

Senate Bill No. 682: Caldera—Aye; Baugh and Richter—No.

Senate Bill No. 269: Caldera and Vincent—Aye; Baugh and Richter—No.

Assembly Bill No. 107, Urgency and Conference Report: Baugh, Caldera, Hertzberg, House, and Vincent—Aye.

Senate Bill No. 386: Baugh, Caldera, and Vincent—Aye.

Senate Bill No. 959 and Urgency: Baugh, Caldera, Thomson, and Vincent—Aye.

Senate Bill No. 391 and Urgency: Caldera and Vincent—Aye.

Senate Bill No. 1320, Escutia Amendments: Ackerman, Caldera, Cardenas, Hertzberg, Napolitano, Papan and Vincent—Aye; Aguiar, Baugh, Granlund, and Olberg—No.

Senate Bill No. 1320: Caldera, Hertzberg, Prenter and Vincent—Aye; Baugh and Leach—No.

Senate Bill No. 60, Conference Report: Baldwin, Bowler, Caldera, Lempert, Morrow, Oller, Papan, and Vincent—Aye; Havice—No.

Assembly Bill No. 1582, Urgency and Concurrence: Cardenas, Machado, Napolitano, Thomson, and Vincent—Aye.

Assembly Bill No. 1589, Urgency and Concurrence: Battin and Wright—Aye; Lempert—No.

Assembly Bill No. 1579, Urgency and Concurrence: Gallegos, Thomson, and Wright—Aye.

Senate Bill No. 1584, Urgency and Concurrence: Olberg—Aye.

Senate Bill No. 1576, Urgency and Concurrence: Granlund—Aye.

Assembly Bill No. 1086, Urgency and Concurrence: Granlund—Aye.

Senate Bill No. 1095 and Urgency: Aguiar, Miller, and Poochigian—Aye; Granlund and Oller—No.

Senate Bill No. 271 and Urgency: Prenter—Aye.

Assembly Bill No. 219, Urgency and Concurrence: Cunneen—Aye.

Assembly Bill No. 1260, Concurrence: Knox—Aye.

Assembly Bill No. 1586, Concurrence: Havice and Torlakson—Aye.

Assembly Bill No. 1592, Concurrence: Olberg—Aye.

MOTION TO ADJOURN

At 2:21 a.m., Assembly Member House moved that the Assembly do now adjourn.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:21 a.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

INTRODUCTION OF GUESTS

Assembly Member Aguiar, of the 61st Assembly District, introduced John Boyle, teacher; and students, Drew Robinson, Tyrone Williams and Vicrum Tung, of Countrywood School, in Chino.

Assembly Member Napolitano, of the 58th Assembly District, introduced the following Members of Parliament of Ethiopia: Mr. Solomon Tesfay, Mr. Yelbu Lijalem Belew, and Ms. Hirut Birassa, Chairperson of Women's Affairs Committee, accompanied by Escort/Interpreter Arnold Daniels Jr.

ADJOURNMENT

At 2:22 a.m., pursuant to the motion by Assembly Member House, the Assembly adjourned until 1 p.m., Tuesday, August 12, 1997, out of respect to the memory of Elvis Nash, Sr., on motion of Assembly Member Bowen; out of respect to the memory of William Hirsch, on motion of Speaker pro Tempore Kuehl; out of respect to the memory of Harold W. Breithaupt, on motion of Assembly Member Mazzoni; out of respect to the memory of Victor Reed, on motion of Assembly Member Pringle; out of respect to the memory of Tiffany Kang, on motion of Assembly Member Scott; out of respect to the memory of Gregory Zapanta, on motion of Assembly Member Gallegos; out of respect to the memory of Donna Scheller, on motion of Assembly Member Campbell; and out of respect to the memory of Mary Yorba, on motion of Speaker pro Tempore Kuehl.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 11, 1997

The following measures were amended in the Assembly on this day:

AB	RN	
66	970500	
107	(Conf.)	

SB	RN	
60	(Conf.)	
	9720553	
67	9719754	
73	9719526	
74	9720733	
172	9720355	
190	9719981	
226	9720721	(Set 1)
226	9720820	(Set 2)
238	9719907	
271	9720813	
386	9720700	
391	9720695	
438	9718410	
442	9718706	
468	9720072	
471	9720562	
536	9720080	
542	9720404	
558	9720317	
586	9719987	
653	9720510	
795	9720149	
816	9720216	
820	9720300	
826	9720508	
827	9720544	
850	9720426	
959	9720693	
1081	9720287	
1095	9720716	
1102	9720111	
1271	9720282	
1320	9720706	
1329	9720497	
1346	9720204	

Daily Total: 37
Cumulative Total: 3026

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 12, 1997

The following measure was amended in the Assembly on this day:

SB	RN
376	9720718
Daily Total:	**1**
Cumulative Total:	**3027**

Amendments were considered by the Assembly, but not adopted, to the following measure:

SB	RN
512	9720704

CALIFORNIA LEGISLATURE

1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, August 12, 1997

ONE HUNDRED TWENTY-FOURTH SESSION DAY

TWO HUNDRED FIFTY-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, August 12, 1997

The Assembly met at 1:10 p.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Torlakson moved a quorum call of the Assembly.

Motion carried. Time, 1:11 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 1:33 p.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—73:

Ackerman	Ducheny	Machado	Richter
Aguiar	Escutia	Margett	Scott
Alby	Figueroa	Martinez	Shelley
Alquist	Firestone	Mazzoni	Strom-Martin
Aroner	Floyd	McClintock	Sweeney
Ashburn	Frusetta	Migden	Takasugi
Baca	Gallegos	Miller	Thompson
Baldwin	Goldsmith	Morrissey	Thomson
Battin	Granlund	Morrow	Torlakson
Baugh	Havice	Murray	Villaraigosa
Bordonaro	Hertzberg	Napolitano	Vincent
Bowen	Honda	Olberg	Washington
Bowler	Keeley	Ortiz	Wayne
Brewer	Knox	Pacheco	Wildman
Brown	Kuehl	Papan	Wright
Cardenas	Kuykendall	Perata	Mr. Speaker
Cardoza	Leach	Poochigian	
Cunneen	Lempert	Prenter	
Davis	Leonard	Pringle	

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Lord, You cannot remain hidden, and You never hide Yourself from anyone, but we always hide from You. We pray at this hour, Lord, that You take up Your dwelling in us and remain with us to the end. Though we are poor, with You in our hearts, we are forever rich, more wealthy than any king. For You are every blessing and all splendor and joy; and we glorify You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Perata 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 Battin.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business, and waiving per diem: Assembly Member Runner.

On personal business, and waiving per diem: Assembly Members Caldera, Campbell, House, Woods, and Kaloogian.

Because of illness: Assembly Member Oller.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

August 12, 1997

The Honorable Cruz Bustamante
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: Unfortunately, I was unable to attend session on Tuesday, August 12th, 1997 due to legislative business. I respectfully request that my per diem for Tuesday, August 12th, 1997 be waived.

Thank you in advance for your consideration of this request. Should you have any questions please contact my Chief of Staff, Rick Van Nieuwburg at 445-7498.

Sincerely,

GEORGE RUNNER, Assembly Member
Thirty-sixth District

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 12, 1997

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 253	Senate Bill No. 1101
Senate Bill No. 365	Senate Bill No. 1270
Senate Bill No. 695	Senate Bill No. 1349

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MIGDEN, Chairwoman

SENATE BILL NO. 253—An act to add Section 1278.5 to 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.

SENATE BILL NO. 365—An act to add Section 12804 to the Food and Agricultural Code, relating to pesticides.

Bill read 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. 695—An act to amend Sections 1872.8 and 1875.12 of, to amend and renumber Section 1876.2 of, to amend the heading of Article 6 (commencing with Section 1876) of Chapter 12 of Part 2 of Division 1 of, to add Section 1875.18 to, and to repeal Sections 1876, 1876.1, and 1876.20 of, the Insurance Code, relating to insurance.

Bill read second time; 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. 1101—An act amend Section 6366 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

SENATE BILL NO. 1270—An act to add Section 8169.5 to the Government Code, relating to state 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.

SENATE BILL NO. 1349—An act to amend Sections 4001, 4002, 4003, 4004, 4005, 4007, 4008, 4017, 4018, 4021, 4022, 4023, 4024, 4025, 4028, 4029, 4030, 4031, 4033, 4034, 4037, 4040, 4043, 4051, 4052, 4053, 4055, 4056, 4057, 4058, 4060, 4061, 4062, 4063, 4064, 4070, 4071, 4072, 4073, 4074, 4076, 4077, 4080, 4081, 4082, 4100, 4101, 4102, 4103, 4110, 4111, 4112, 4113, 4114, 4115, 4116, 4117, 4118, 4119, 4120, 4122, 4130, 4131, 4132, 4133, 4137, 4138, 4143, 4144, 4150, 4160, 4161, 4162, 4163, 4164, 4170, 4174, 4175, 4180, 4182, 4191, 4197, 4200, 4200.5, 4201, 4202, 4205, 4231, 4232, 4300, 4301, 4303, 4305, 4307, 4309, 4311, 4312, 4320, 4321, 4322, 4326, 4331, 4333, 4339, 4341, 4360, 4361, 4369, 4370, 4372, 4400, 4401, and 4402 of, to add Sections 4025.1, 4059.5, 4078, 4104, 4105, 4119.5, 4136.5, 4165, 4166, 4167, 4305.5, 4306.5, 4313, and 19175 to, to repeal Sections 4009, 4020, 4186, 4230, and 4233 of, and to repeal and add Sections 4016 and 4136 of, the Business and Professions Code, and to amend Sections 11122 and 11150 of the Health and Safety Code, relating to pharmacy, 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.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

SENATE BILL NO. 31—An act to amend Sections 17053.49 and 23649 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.

ADJOURN IN MEMORY

Assembly Member Kuykendall was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Malcolm Joseph Renton, of Avalon, Santa Catalina Island.

Assembly Members Davis and Wayne were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jay Sims, of San Diego.

Assembly Member Aguiar was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gloria L. Wynja, of Ontario, longtime Chino business owner and community volunteer.

Assembly Member Poochigian was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joseph "Joe" Coito (age 90), of Easton, Fresno County.

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 William F. Czuleger, Mayor of Redondo Beach, 1961–1977.

BILLS STRICKEN FROM FILE

Assembly Member Cunneen was granted unanimous consent that Assembly Bill No. 655 be stricken from file.

BILLS RETURNED TO SENATE

Without objection, Assembly Member Escutia returned Assembly Bill No. 751 to the Senate for further action.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 721 (Firestone)—An act to amend Sections 25003, 25100, 25101, 25110, 25120, 25130, 25161, 25164, 25165, 25203, 25216, 25230, 25234, 25237, 25240, 25241, 25245, 25300, 25301, 25532, 25608, 25612.5, and 25619 of, to amend the heading of Chapter 1 (commencing with Section 25100) of Part 2 of, the heading of Part 2 (commencing with Section 25100), the heading of Chapter 3 (commencing with Section 25230) of Part 3 of, and the heading of Part 3 (commencing with Section 25200) of, Division 1 of Title 4 of, to add Sections 25009.5, 25100.1, 25101.1, 25102.1, 25230.1, and 25608.1 to, and to repeal and add Section 25202 of, the Corporations Code, relating to securities.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments 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	Davis	Machado	Scott
Aguiar	Ducheny	Margett	Shelley
Alby	Figueroa	Martinez	Strom-Martin
Alquist	Firestone	Mazzoni	Sweeney
Aroner	Floyd	Migden	Takasugi
Ashburn	Frusetta	Miller	Thompson
Baca	Havice	Morrissey	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Keeley	Napolitano	Villaraigosa
Bowler	Knox	Olberg	Vincent
Brewer	Kuehl	Ortiz	Washington
Brown	Kuykendall	Pacheco	Wayne
Cardenas	Leach	Papan	Wildman
Cardoza	Lempert	Perata	Wright
Cunneen	Leonard	Poochigian	Mr. Speaker

NOES—2

Granlund	McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 672 (Honda)—An act to amend Section 798.73 of, and to add Section 798.83 to, the Civil Code, relating to mobilehome parks.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—68

Ackerman	Davis	Leonard	Prenter
Aguiar	Ducheny	Machado	Pringle
Alby	Escutia	Margett	Scott
Alquist	Figueroa	Martinez	Shelley
Aroner	Firestone	Mazzoni	Strom-Martin
Ashburn	Floyd	McClintock	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Granlund	Miller	Thompson
Battin	Havice	Morrissey	Thomson
Bordonaro	Hertzberg	Murray	Torlakson
Bowen	Honda	Napolitano	Villaraigosa
Bowler	Keeley	Olberg	Vincent
Brewer	Knox	Ortiz	Washington
Brown	Kuehl	Pacheco	Wayne
Cardenas	Kuykendall	Papan	Wildman
Cardoza	Leach	Perata	Wright
Cunneen	Lempert	Poochigian	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ACTION RESCINDED ON SENATE BILL NO. 1299

Assembly Member Hertzberg was granted unanimous consent to rescind the action whereby the Assembly, on August 11, 1997 (Assembly Journal, page 3590), passed Senate Bill No. 1299, and whereby the bill was ordered transmitted to the Senate.

Consideration of Senate Bill No. 1299 Without Reference to File

Assembly Member Hertzberg was granted unanimous consent to take up Senate Bill No. 1299, without reference to file, for purpose of amendment.

SENATE BILL NO. 1299 (Watson)—An act to amend Section 14087.961 of, and to add Section 14087.323 to, the Welfare and Institutions Code, relating to human services.

Bill read third time.

Motion to Amend

Assembly Member Hertzberg moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

BILL RETURNED TO SENATE

Without objection, Assembly Member Scott returned Assembly Bill No. 627 to the Senate for further action.

BILLS STRICKEN FROM FILE

Assembly Member Papan was granted unanimous consent that Assembly Bill No. 782 be stricken from file.

Assembly Member Strom-Martin was granted unanimous consent that Assembly Bill No. 676 be stricken from file.

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. 620, 949, and 452; and Senate Bills Nos. 682, 305, 248, and 376 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. 883, on request of Assembly Member Sweeney.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file.

Assembly Bill No. 1207, on request of Assembly Member Floyd.

BILLS STRICKEN FROM FILE

Assembly Member Floyd was granted unanimous consent that Assembly Bills Nos. 1410 and 1167 be stricken from file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1039 (Committee on Revenue and Taxation)—An act to amend Sections 18042, 18601, 23732, 23801, 23802, 23804, 23806, and 24611 of, and to add Sections 17275.5, 17731.5, 19365, 23800.5, 23802.5, 23804.5, 23813, 24954, and 24990.4 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Request for Use of Visual Aids

Assembly Member Torlakson was granted unanimous consent to use visual aids on the Floor to assist in debate.

Motion to Amend

Assembly Member Torlakson moved the adoption of amendments.

Amendments read.

Demand for Previous Question

Assembly Members Thompson, Baldwin, Margett, Villaraigosa, and Migden demanded the previous question. Demand sustained.

The question being on the adoption of Torlakson amendments to Assembly Bill No. 1039.

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, 2:41 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CAUCUS ANNOUNCEMENTS

At 2:42 p.m., by unanimous consent, the Democratic Caucus was permitted to meet in the Assembly Lounge, and the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 2:42 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 7:41 p.m., the Assembly reconvened.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

RESOLUTIONS

The following resolutions were offered:

HOUSE RESOLUTION NO. 40—Granlund (Principal Coauthor: Morrissey). Relative to Assembly employee compensation.

HOUSE RESOLUTION NO. 41—Granlund (Principal Coauthor: Morrissey). Relative to Assembly employee compensation.

MESSAGES FROM THE SENATE

Senate Chamber, August 12, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1572

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, August 12, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 751

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, August 12, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1578

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, August 12, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1153

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, August 12, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 64

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, August 12, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 54

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 54—Relative to employment compensation.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Baca was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 64, without reference to file.

ASSEMBLY BILL NO. 64 (Baca)—An act to add Chapter 8.5 (commencing with Section 52250) to Part 28 of the Education Code, relating to education technology, 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—72

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	Keeley	Ortiz	Washington
Brown	Knox	Pacheco	Wayne
Cardenas	Kuehl	Papan	Wildman
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	Keeley	Ortiz	Washington
Brown	Knox	Pacheco	Wayne
Cardenas	Kuehl	Papan	Wildman
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 804 (Rosenthal)—An act to amend Sections 2550.3 and 46010 of, to amend and renumber Section 46010.5 of, to add Section 42238.7 to, to repeal Section 46015 of, and to repeal and add Sections 2550.4, 42238.8, and 46010.2 of, the Education Code, relating to school finance.

Bill read third time.

Motion to Amend

Assembly Member Brown moved the adoption of amendments.

Amendments read.

Members Made Coauthors of Senate Bill No. 804

The following Members indicated a desire to be added as coauthors of Senate Bill No. 804: Ackerman, Aguiar, Alby, Alquist, Aroner, Ashburn, Baca, Baldwin, Battin, Baugh, Bordonaro, Bowen, Bowler, Brewer, Bustamante, Cardenas, Cardoza, Cunneen, Davis, Ducheny, Escutia, Figueroa, Firestone, Floyd, Gallegos, Goldsmith, Granlund, Havice, Hertzberg, Honda, Keeley, Knox, Kuehl, Kuykendall, Leach, Lempert, Leonard, Machado, Margett, Martinez, Mazzoni, McClintock, Migden, Miller, Morrissey, Murray, Napolitano, Olberg, Ortiz, Papan, Perata, Poochigian, Prenter, Pringle, Richter, Shelley, Sweeney, Takasugi, Torlakson, Villaraigosa, Vincent, Washington, Wayne, Wildman, and Wright.

Amendments to Senate Bill No. 804 adopted, and bill ordered reprinted.

Further Consideration of Senate Bill No. 804, as Amended, by Unanimous Consent

Assembly Member Brown was granted unanimous consent to take up Senate Bill No. 804, as amended, without reference to file.

SENATE BILL NO. 804 (Rosenthal)—An act to amend Sections 52122, 52122.5, 52123, 52124, and 52126 of, and to add Sections 52122.1 and 52124.5 to, the Education Code, relating to education, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Brown.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	Keeley	Ortiz	Washington
Brown	Knox	Pacheco	Wayne
Cardenas	Kuehl	Papan	Wildman
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	Keeley	Ortiz	Washington
Brown	Knox	Pacheco	Wayne
Cardenas	Kuehl	Papan	Wildman
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

NOES—None

Senate Bill No. 804 ordered transmitted to the Senate.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Escutia was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 751, without reference to file.

ASSEMBLY BILL NO. 751 (Escutia)—An act to add Sections 52122.6, 52122.7, and 52122.8 to the Education Code, relating to class size reduction, 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

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Martinez	Strom-Martin
Ashburn	Floyd	Mazzoni	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Villaraigosa
Bowen	Hertzberg	Olberg	Vincent
Bowler	Honda	Ortiz	Washington
Brewer	Keeley	Pacheco	Wayne
Brown	Knox	Papan	Wildman
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

NOES—1

McClintock

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

Ackerman	Davis	Lempert	Pringle
Aguiar	Ducheny	Leonard	Richter
Alby	Escutia	Machado	Scott
Alquist	Figueroa	Margett	Shelley
Aroner	Firestone	Martinez	Strom-Martin
Ashburn	Floyd	Mazzoni	Sweeney
Baca	Frusetta	Migden	Takasugi
Baldwin	Gallegos	Miller	Thompson
Battin	Goldsmith	Morrissey	Thomson
Baugh	Granlund	Murray	Torlakson
Bordonaro	Havice	Napolitano	Villaraigosa
Bowen	Hertzberg	Olberg	Vincent
Bowler	Honda	Ortiz	Washington
Brewer	Keeley	Pacheco	Wayne
Brown	Knox	Papan	Wildman
Cardenas	Kuehl	Perata	Wright
Cardoza	Kuykendall	Poochigian	Mr. Speaker
Cunneen	Leach	Prenter	

NOES—1

McClintock

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Migden was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1578, without reference to file.

ASSEMBLY BILL NO. 1578 (Migden)—An act to amend Sections 8236, 8473.3, 33050, 41203.1, 42238.145, 42238.18, 42238.42, 42238.43, 46601.5, 48204, 54691, and 56728.8 of, to amend the heading of Article 1 (commencing with Section 8000) of Chapter 1 of Part 6 of, to add Sections 8277.5, 44757.4, and 44759.5 to, and to repeal Sections 8000, 8001, 8002, 8003, 8004, and 8005 of, the Education Code, and to amend Sections 15739.20, 15739.26, 15739.28, 15739.70, and 15739.80 of, to add Sections 15379.21.5, 15379.21.6, 15379.21.7, and 15379.21.8 to, and to add Article 5.6 (commencing with Section 15379.650) to, and Article 5.7 (commencing with Section 15379.655) to, Chapter 3.6 of Part 6.7 of Division 3 of Title 2 of, the Government Code, and to amend Section 4 of Chapter 975 of the Statutes of 1995 and Section 39 of Chapter 204 of the Statutes of 1996, relating to education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—70

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Scott
Alby	Escutia	Machado	Shelley
Alquist	Figueroa	Margett	Strom-Martin
Aroner	Firestone	Martinez	Sweeney
Ashburn	Floyd	Mazzoni	Takasugi
Baca	Frusetta	Migden	Thompson
Baldwin	Gallegos	Morrissey	Thomson
Battin	Goldsmith	Murray	Torlakson
Baugh	Granlund	Napolitano	Villaraigosa
Bordonaro	Havice	Olberg	Vincent
Bowen	Hertzberg	Ortiz	Washington
Bowler	Honda	Pacheco	Wayne
Brewer	Keeley	Papan	Wildman
Brown	Knox	Perata	Wright
Cardenas	Kuehl	Poochigian	Mr. Speaker
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—70

Ackerman	Davis	Lempert	Richter
Aguiar	Ducheny	Leonard	Scott
Alby	Escutia	Machado	Shelley
Alquist	Figueroa	Margett	Strom-Martin
Aroner	Firestone	Martinez	Sweeney
Ashburn	Floyd	Mazzoni	Takasugi
Baca	Frusetta	Migden	Thompson
Baldwin	Gallegos	Morrissey	Thomson
Battin	Goldsmith	Murray	Torlakson
Baugh	Granlund	Napolitano	Villaraigosa
Bordonaro	Havice	Olberg	Vincent
Bowen	Hertzberg	Ortiz	Washington
Bowler	Honda	Pacheco	Wayne
Brewer	Keeley	Papan	Wildman
Brown	Knox	Perata	Wright
Cardenas	Kuehl	Poochigian	Mr. Speaker
Cardoza	Kuykendall	Prenter	
Cunneen	Leach	Pringle	

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Escutia was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1153, without reference to file.

Request to Return to Motions and Resolutions

Assembly Member Granlund requested unanimous consent to return to Motions and Resolutions for the purpose of requesting unanimous consent to take up House Resolution No. 40, without reference to file.

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that the House had already granted unanimous consent to consider Assembly Bill No. 1153, without reference to file, and at this time the bill is before the House and a request to return to Motions and Resolutions is not in order.

Further Consideration of Senate Amendments to Assembly Bill No. 1153

ASSEMBLY BILL NO. 1153 (Escutia)—An act to amend Section 8176 of the Education Code, to amend Section 16262.5 of, to add Section 12092 to, the Government Code, to amend Sections 1522, 1522.03, 1568.09, 1569.17, 1569.172, 1596.871, 1596.8713, and 1597.59 of, and to add Section 1522.04 to, the Health and Safety Code, to add Section 11166.95 to the Penal Code, to amend Section 10206 of, to amend, repeal, and add Section 1088.5 of, and to add Sections 9616.1, and 9616.5 to, the Unemployment Insurance Code, to amend Sections 10101, 10824, 11462, 12201, 12201.03, 12550, 12551, 12552, 14132.95, 15200, 16525.10, 16525.15, and 16525.27 of, to amend the heading of Article 2 (commencing with Section 16525.10) of Chapter 5.3 of Part 4 of Division 9 of, to amend and repeal Section 15200.95 of, to add Sections 10069.5, 10823, 10823.5, 12301.7, 12305.6, 15200.05, 15204.15, 15204.25, 18205, and 19806.1 to, to add Chapter 15 (commencing with Section 18996) to Part 6 of Division 9 of, to repeal Sections 11280, 15200.2, 15200.3, 15200.8, 15200.85, 15200.9, 15200.91, and 16525.28 of, to repeal Article 3 (commencing with Section 16525.40) of Chapter 5.3 of Part 4 of Division 9 of, and to repeal, add, and repeal Sections 15200.1 and 15200.7 of, the Welfare and Institutions Code, relating to human services, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—64

Ackerman	Cunneen	Leonard	Richter
Aguiar	Davis	Machado	Scott
Alby	Ducheny	Margett	Shelley
Alquist	Escutia	Mazzoni	Strom-Martin
Aroner	Figueroa	Migden	Sweeney
Ashburn	Gallegos	Miller	Takasugi
Baca	Granlund	Morrissey	Thompson
Battin	Havice	Murray	Thomson
Baugh	Hertzberg	Napolitano	Torlakson
Bordonaro	Honda	Olberg	Villaraigosa
Bowen	Keeley	Ortiz	Vincent
Bowler	Knox	Pacheco	Washington
Brewer	Kuehl	Papan	Wayne
Brown	Kuykendall	Perata	Wildman
Cardenas	Leach	Poochigian	Wright
Cardoza	Lempert	Pringle	Mr. Speaker

NOES—2

Martinez	McClintock

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—64

Ackerman	Cunneen	Leonard	Richter
Aguiar	Davis	Machado	Scott
Alby	Ducheny	Margett	Shelley
Alquist	Escutia	Mazzoni	Strom-Martin
Aroner	Figueroa	Migden	Sweeney
Ashburn	Gallegos	Miller	Takasugi
Baca	Granlund	Morrissey	Thompson
Battin	Havice	Murray	Thomson
Baugh	Hertzberg	Napolitano	Torlakson
Bordonaro	Honda	Olberg	Villaraigosa
Bowen	Keeley	Ortiz	Vincent
Bowler	Knox	Pacheco	Washington
Brewer	Kuehl	Papan	Wayne
Brown	Kuykendall	Perata	Wildman
Cardenas	Leach	Poochigian	Wright
Cardoza	Lempert	Pringle	Mr. Speaker

NOES—2

Martinez McClintock

Above bill ordered enrolled.

EXPRESSIONS OF THANKS TO ASSEMBLY MEMBER CURT PRINGLE

Speaker Bustamante was joined by Assembly Members Olberg, Poochigian, Mazzoni, Battin, and Villaraigosa in expressions of commendation and thanks to Assembly Member Curt Pringle for his outstanding leadership of the Republican Caucus.

MESSAGES FROM THE SENATE

Senate Chamber, August 12, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted: Senate Concurrent Resolution No. 56

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 56—Relative to Joint Rule 51.

SENATE CONCURRENT RESOLUTION NO. 56 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Bustamante was granted unanimous consent to take up Senate Concurrent Resolution No. 56, without reference to committee, print, or file.

SENATE CONCURRENT RESOLUTION NO. 56—Relative to Joint Rule 51.

Resolution read, and adopted by the following vote:

AYES—43

Ackerman	Ducheny	Leach	Pringle
Aguiar	Figueroa	Leonard	Shelley
Alby	Floyd	Mazzoni	Takasugi
Ashburn	Frusetta	Migden	Thomson
Baca	Gallegos	Miller	Torlakson
Baldwin	Granlund	Morrissey	Villaraigosa
Bordonaro	Honda	Murray	Vincent
Bowler	Keeley	Napolitano	Washington
Brewer	Knox	Olberg	Wright
Brown	Kuehl	Papan	Mr. Speaker
Cardenas	Kuykendall	Poochigian	

NOES—21

Alquist	Davis	McClintock	Strom-Martin
Aroner	Escutia	Ortiz	Sweeney
Battin	Havice	Pacheco	Wildman
Bowen	Machado	Perata	
Cardoza	Margett	Prenter	
Cunneen	Martinez	Scott	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Concurrent Resolution No. 56: Assembly Members Havice and Wildman, from "Aye" to "No"; Assembly Member Wayne, from "Aye" to "Not Voting".

Resolution ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON TORLAKSON AMENDMENTS TO ASSEMBLY BILL NO. 1039

At 8:27 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.

Torlakson amendments to Assembly Bill No. 1039 adopted by the following vote:

AYES—33

Alquist	Hertzberg	Murray	Torlakson
Aroner	Honda	Napolitano	Villaraigosa
Bowen	Keeley	Ortiz	Vincent
Brown	Knox	Papan	Washington
Cardenas	Kuehl	Perata	Wayne
Escutia	Lempert	Scott	Wildman
Figueroa	Martinez	Shelley	
Floyd	Mazzoni	Sweeney	
Gallegos	Migden	Thomson	

NOES—30

Ackerman	Bowler	Leach	Pacheco
Aguiar	Brewer	Leonard	Poochigian
Alby	Cardoza	Margett	Pringle
Ashburn	Firestone	McClintock	Richter
Baldwin	Goldsmith	Miller	Takasugi
Battin	Granlund	Morrissey	Thompson
Baugh	Havice	Morrow	
Bordonaro	Kuykendall	Olberg	

Assembly Bill No. 1039 ordered reprinted.

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 the Torlakson amendments to Assembly Bill No. 1039.

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Kuehl re-referred Assembly Bill No. 1039 to the Committee on Rules.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Caldera:

Resolved, That Joint Rule 61(a)(9) be suspended to permit the Committee on Revenue and Taxation to meet, consider, and report Senate Bill No. 30 for further action.

By Assembly Member Gallegos:

Resolved, That Joint Rule 61(a)(9) be suspended to permit the Committee on Health to meet, consider, and report Senate Bill No. 406 for further action.

By Assembly Member Brown:

Resolved, That Joint Rule 61(a)(9) be suspended to permit the Committee on Governmental Organization to meet, consider, and report Senate Bill No. 990 for further action.

By Assembly Member Bowen:

Resolved, That Joint Rule 61(a)(9) be suspended to permit the Committee on Natural Resources to meet, consider, and report Senate Bill No. 1179 for further action.

By Assembly Member Sweeney:

Resolved, That Joint Rule 61(a)(9) be suspended to permit the Committee on Local Government to meet, consider, and report Senate Bills Nos. 451 and 712 for further action.

By Assembly Member Alquist:

Resolved, That Joint Rule 61(a)(9) be suspended to permit the Committee on Televising the Assembly and Information Technology to meet, consider, and report Senate Bill No. 1273 for further action.

By Assembly Member Murray:

Resolved, That Joint Rule 61(a)(9) be suspended to permit the Committee on Transportation to meet, consider, and report Senate Bills Nos. 368 and 1102 for further action.

By Assembly Member Murray:

Resolved, That Joint Rule 61(a)(9) be suspended to permit the Committee on Transportation to meet, consider, and report Senate Bill No. 545 for further action.

Resolutions read, and adopted by the following vote:

AYES—72

Ackerman	Davis	Lempert	Prenter
Aguiar	Ducheny	Leonard	Pringle
Alby	Escutia	Machado	Richter
Alquist	Figueroa	Margett	Scott
Aroner	Firestone	Martinez	Shelley
Ashburn	Floyd	Mazzoni	Strom-Martin
Baca	Frusetta	McClintock	Sweeney
Baldwin	Gallegos	Migden	Takasugi
Battin	Goldsmith	Miller	Thompson
Baugh	Granlund	Morrissey	Thomson
Bordonaro	Havice	Murray	Torlakson
Bowen	Hertzberg	Napolitano	Villaraigosa
Bowler	Honda	Olberg	Vincent
Brewer	Keeley	Ortiz	Washington
Brown	Knox	Pacheco	Wayne
Cardenas	Kuehl	Papan	Wildman
Cardoza	Kuykendall	Perata	Wright
Cunneen	Leach	Poochigian	Mr. Speaker

NOES—None

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Brown announced her intention to request that Senate Bill No. 1351 be removed from the inactive file.

SENATE BILL NO. 1350 REMOVED FROM INACTIVE FILE AND TAKEN UP

Assembly Member Brown was granted unanimous consent that Senate Bill No. 1350 be withdrawn from the inactive file, and to take the bill up at this time, without reference to file, for purpose of amendment.

SENATE BILL NO. 1350 (Burton)—An act to add Section 8319 to the Government Code, relating to health care.

Bill read third time.

Motion to Amend

Assembly Member Brown moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Upon request of Assembly Member Brown, pursuant to Assembly Rule 77.2, the Speaker re-referred Senate Bill No. 1350 to the Committee on Governmental Organization.

CONSIDERATION OF SENATE BILL NO. 1145 BY UNANIMOUS CONSENT

Assembly Member Escutia was granted unanimous consent to take up Senate Bill No. 1145, out of order.

SENATE BILL NO. 1145 (Burton)—An act to amend Sections 6140 and 6140.4 of the Business and Professions Code, relating to the State Bar of California.

Bill read third time.

Motion to Amend

Assembly Member Escutia moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and without without objection, to be re-referred to the Committee on Judiciary.

MESSAGES FROM THE SENATE

Senate Chamber, August 12, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 4
Senate Bill No. 53
Senate Bill No. 80
Senate Bill No. 145
Senate Bill No. 210
Senate Bill No. 389
Senate Bill No. 407
Senate Bill No. 509
Senate Bill No. 544
Senate Bill No. 571
Senate Bill No. 629
Senate Bill No. 674
Senate Bill No. 780
Senate Bill No. 1080
Senate Bill No. 1315

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 12, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 363
Senate Bill No. 561
Senate Bill No. 564
Senate Bill No. 804
Senate Bill No. 1295

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 12, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to:

Senate Bill No. 593.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 11, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 60

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 11, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 107

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered enrolled.

At 8:40 p.m., Hon. Fred Keeley, 27th District, presiding

ADJOURN IN RECOGNITION OF ASSEMBLY MEMBER CURT PRINGLE

Assembly Member Leonard was granted unanimous consent that when the Assembly adjourns on this day it do so in recognition of Assembly Member Curt Pringle as he steps down as Republican Floor Leader.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Senate Bill No. 512; and Assembly Bills Nos. 1577 and 1583 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. 721, Concurrence: Bordonaro, Bowen, Figueroa, Machado, Martinez, Mazzoni, Migden, and Olberg—Aye.

Assembly Bill No. 672, Concurrence: Figueroa, Machado, Martinez, Mazzoni, and Migden—Aye.

Assembly Bill No. 64, Urgency and Concurrence: Bowler and Figueroa—Aye.

Assembly Bill No. 751, Urgency and Concurrence: Baldwin and Granlund—Aye.

Assembly Bill No. 1578, Urgency and Concurrence: Wildman—Aye.

Assembly Bill No. 1153, Urgency and Concurrence: McClintock—No.

Senate Concurrent Resolution No. 56: Morrissey—Aye; Cardoza, Cunneen, and Escutia—No.

MOTION TO ADJOURN

At 8:47 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Pringle seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 8:48 p.m., Acting Speaker Keeley declared the quorum call of the Assembly dispensed with.

ADJOURNMENT

At 8:48 p.m., pursuant to the provisions of Senate Concurrent Resolution No. 56 and the motion by Assembly Member Washington, the Assembly adjourned for the 1997 Summer Recess until 11 a.m. Monday, August 25, 1997, out of respect to the memory of Malcolm Joseph Renton, on motion of Assembly Member Kuykendall; out of respect to the memory of Jay Sims, on motion of Assembly Members Davis and Wayne; out of respect to the memory of Gloria L. Wynja, on motion of Assembly Member Aguiar; out of respect to the memory of Joseph "Joe" Coito, on motion of Assembly Member Poochigian; out of respect to the memory of William F. Czuleger, on motion of Assembly Member Bowen; and in recognition of Assembly Member Curt Pringle, on motion of Assembly Member Leonard.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 12, 1997

The following measures were amended in the Assembly on this day:

AB	RN
1039	9720603

SB	RN
31	9720295
253	9720294
365	9720163
695	9720427
804	9720850
1101	9720734
1145	9720463
1270	9720646
1299	9719730
1349	9720799
1350	9720464

Daily Total:	**12**
Cumulative Total:	**3039**

CALIFORNIA LEGISLATURE

1999–2000 REGULAR SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 14

SUMMER RECESS

Assembly Chamber, Sacramento
Thursday, August 14, 1997

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 1997–98 Regular Session was printed while the Assembly was in Summer Recess:

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 14, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

~~Assembly Bill No. 219~~
Assembly Bill No. 1260

And reports the same correctly enrolled, and presented to the Governor at 10:30 a.m., August 14, 1997.

E. DOTSON WILSON, Chief Clerk

(NOTE: On August 25, 1997, the action was rescinded whereby Assembly Bill No. 219 was reported correctly enrolled and presented to the Governor. See page 3778.)

Assembly Chamber, August 14, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 17

And reports the same correctly enrolled, and presented to the Secretary of State on the 14th day of August, 1997, at 11:15 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 14, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 256
Assembly Bill No. 335
Assembly Bill No. 349
Assembly Bill No. 356
Assembly Bill No. 396
Assembly Bill No. 622
Assembly Bill No. 711
Assembly Bill No. 770
~~Assembly Bill No. 1175~~
Assembly Bill No. 1445
Assembly Bill No. 1548
Assembly Bill No. 1549

And reports the same correctly enrolled, and presented to the Governor at 11:30 a.m., August 14, 1997.

E. DOTSON WILSON, Chief Clerk

(NOTE: On August 25, 1997, the action was rescinded whereby Assembly Bill No. 1175 was reported correctly enrolled and presented to the Governor. See page 3781.)

Assembly Chamber, August 14, 1997

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 107

And reports the same correctly enrolled, and presented to the Governor at 11:45 a.m., August 14, 1997.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, August 7, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 799
Assembly Bill No. 1023
Assembly Bill No. 1602

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, August 11, 1997

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 174

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, August 12, 1997

Mr. Speaker: I am directed to inform your honorable that the Senate on this day passed:

Assembly Bill No. 111
Assembly Bill No. 593

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, August 12, 1997

Mr. Speaker: I am directed to inform your honorable that the Senate on this day adopted:

Assembly Concurrent Resolution No. 43

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

CRUZ M. BUSTAMANTE, Speaker

PAM CAVILEER, Minute Clerk